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PART IV

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GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

GOVERNMENT OF KARNATAKA

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

NOTIFICATION

No. LAW. 62 LCA. 75, Bangalore, dated 23rd December 1975.

Ordered that the S. O, 4623 issued by the Ministry of Health and Family Planning (Department of Health), Government of India, which is published in Part II, Section 3 (ii) of the Gazette of India, Extraordinary, dated 25th October 1975, be republished in the *Karnataka Gazette*, for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,
Under Secretary to Government,
46 *Department of Law and Parly. Affairs.*

GOVERNMENT OF INDIA

MINISTRY OF HEALTH AND FAMILY PLANNING.

(Department of Health)

New Delhi, dated 9th October 1975.

S.O. 4643.— In exercise of the powers conferred by sub-section (3) of Section 1 of the Cigarattes (Regulation of production, Supply and Distribution) Act, 1975 (49 of 1975), the Central Government hereby appoints the 1st April, 1976, as the date on which the said Act shall come into force.

(No. P. 16012/1/75-P. H. (No. 1. II)

A. P. ATRI,
46 *Deputy Secretary.*

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 34 LCR 75.

Bangalore, dated 26th December 1975.

rdered that the G.S. R. 530 (E) Equal Remuneration Rul, 1975 published in part II, Section 3-sub-section (ii) of the *Gazette of India Extraordinary* dated 18th December 1975 be republished in the *Karnataka Gazette* for general information.

Order and in the name of the Governor of Karnataka,

T. S. LAKSHMINARAYANA RAO,

Under Secretary to Government,

61 *Dept. of Law and Parly. Affairs.*

GOVERNMENT OF INDIA

MINISTRY OF LABOUR

NOTIFICATION

New Delhi, the 18th October 1975

G. S. R. 530(E).—In exercise of the powers conferred by Section 13 of the Equal Remuneration Ordinance, 1975 (12 of 1975), the Central Government hereby makes the following rules, namely:—

CHAPTER I

Preliminary

1. **Short title and commencement.**—(1) These rules may be called the Equal Remuneration Rules, 1975.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. **Definitions.**—In these rules, unless the context otherwise requires :—

(a) "Ordinance" means the Equal Remuneration Ordinance, 1975.

(b) "Authority" means the authority appointed by the appropriate Government under sub-section (1) of Section 7.

(c) "Form" means a form appended to these rules.

(d) "Section" means a section of the Ordinance.

(e) "Registered trade union" means a trade union registered under the Trade Unions Act, 1926 (16 of 1926).

CHAPTER II

Complaints and claims under the Ordinance

3. **Complaints regarding contravention of the Ordinance.**—(1) Every complaint under clause (a) of sub-section (1) of section 7 shall be made in triplicate, in Form 'A' to the Authority appointed for the purpose.

(2) A single complaint may be made by or on behalf of, or in respect of, a group of workers, if they are employed in the same establishment and the complaint relates to the same contravention.

(3) A complaint may be made by the worker himself or herself or by any legal practitioner, or by any official of a registered trade union, authorised in writing to act on his or her behalf or by any Inspector appointed under Section 9 or by any other person acting with the permission of the Authority.

4. **Claim regarding non-payment of wages etc.**—(1) Every claim under clause (b) of sub-section (1) of section 7 shall be made in triplicate, in Form 'B' to the Authority appointed for the purpose.

(2) A single application may be made by or on behalf of, or in respect of, a group of workers, if they are employed the same establishment and their claims are the same.

(3) A claim may be made by the worker himself or herself or by any legal practitioner or by any official of a registered trade union, authorised in writing to act on his or her behalf or by an inspector appointed under Section 9 or by any other person acting with the permission of the Authority.

5. **Authorisation.**—The authorisation under sub-rule (3) of rule 3 or sub-rule (3) of rule 4 shall be in Form 'C' which shall be presented to the Authority to whom the complaint or the claim, as the case may be, is made and shall form part of the record.

CHAPTER III

Registers to be maintained

6. **Registers to be maintained by the employer.**—Every employer shall maintain a register of workers in Form 'D'.

FORM A

[*See* rule 3 (1)]

Complaint under clause (a) of sub-section (1) of section 7 of the Equal Remuneration Ordinance, 1975 (12 *of* 1975)

To

The Authority appointed under sub-section (1) of section 7.

.....(Address)

A..... Complainant(s)
Full address

Versus

B.....Opposite Party(ies)
Full address

The petitioner(s) begs/beg to complaint that the opposite party has been guilty of a contravention (s) of the provisions of the Equal Remuneration Ordinance, 1975 (12 of 1975) as shown below :—

(Here set out briefly the particulars showing the manner in which the alleged contravention(s) has/have taken place and the grounds supporting the complaint).

The Complainant(s) accordingly prays/pray that the Authority .....may be pleased to decide the complaint set out above and pass such order or orders thereon as he may deem fit and proper.

The numbers of copies of the complaint and its annexure required under sub-rule (1) of rule 3 of the Equal Remuneration Rules, 1975 are submitted herewith.

The Complainant(s) does(do) solemnly declare that the facts contained in this complaint are true to the best of his/her/their knowledge, belief and information.

Signature/thumb impression of the complainant.

* I have been duly authorised in writing by..... [here insert the name of the worker(s)], to make this complaint.

Signature of the legal practitioner/Official of a registered trade union duly authorised.

Station :

Date :

---

*Strike out this portion if inapplicable.

FORM B

[*See* rule 4 (1)]

Complaint under clause (b) of sub-section (1) of section 7 of the Equal Remuneration Ordinance, 1975 (12 *of* 1975)

To

The Authority appointed under sub-section (1) of section 7
... . (Address)
A..... :Complainant(s)
Full address

Versus

B.....Opposite Party
Full address

The petitioner(s) abovenamed states/state as follows:—

(1) The petitioner(s) was/were/is/are employed from..... to.....as.....(category) in..... (name of the establishment) of Shri/Messrs..... ..... (name of the employer and address).

(2) The opposite party is the employer within the meaning of section 2(c) of the Equal Remuneration Ordinance, 1975 (12 of 1975).

(3) The petitioner(s) has/was/have/were not been paid wages at rates equal to those of workers of the opposite sex for the same work or work of a similar nature for the period from .....to.....

(4) The petitioner(s) was/were/has/have been paid wages at the rate of.....whereas workers of the opposite sex for same work or work of a similar nature were paid/have been paid at the rate of.....

(5) The petitioner(s) estimates/estimate the value of relief sought by him at Rs.....(Rupees.....in words).

(6) The petitioner(s) therefore, prays/pray that the Authority may be pleased to decide the claim set out above and pass such order or orders thereon as he may deem fit and proper.

(7) The petitioner(s) begs/beg leave to amend or add to or make alterations in the application, if and when necessary with the permission of the Authority.

The Complainant(s) does(do) solemnly declare that the facts contained in this complaint/application are true to the best of his/her/their knowledge, belief and information.

Signature/thumb impression of the complainant.

*I have been duly authorised in writing by..... [here insert the name of the worker(s)] to make this claim.

Signature of the legal practitioner/Official of a registered trade union duly authorised.

Station :

Date :

---

*Strike out this portion if inapplicable.

FORM C

(*See* rule 5)

Form of authority in favour of legal practitioner or any official of registered trade union

I/We hereby authorise Shri/Shirmati/Kumari*.....
a legal practitioner/an official.....which is a registered trade union to appear and act on my/our behalf, under* sub-rule (3) of rule 3/sub-rule (3) of rule 4 in respect of the *complaint/claim against .....(mention name of employer) on account of (mention violation of the Act).

Signature/thumb impression of the worker (s).

Station :

Date :

Witness :

(1)

(2)

(3)

I accept the authorisation

Station :

Date :

*Legal practitioner

Official of a registered union.

---

*Strike out whichever is inapplicable.

FORM D

(*See* rule 6)

Register to be maintained by the employer under Rule 6 of the Equal Remuneration Ordinance, 1975 (12 of 1975)

Name of the Establishment with full address.....
Total Number of workers employed.....
Total Number of men workers employed.....
Total number of women workers employed.....

Category of workers	Brief Description of work	No. of men employed	No. of Women employed	Rate of remuneration paid	Basic wage or salary	Components of remuneration			
						Dearness Allowance	House Rent Allowance	Money value of Concessional supply of food grains	Other allowance
1	2	3	4	5	6	7	8	9	10

No. F. P-11025/51/75-WC]

T. S. SANKARAN, Jt. Secy.

COMMERCE AND INDUSTRIES SECRETARIAT

Corrigendum No. CI 38 EMI 75

Bangalore, dated 30th December 1975.

Sub:—**Grant of Mining Lease to Sri. Padam Chand Jain for Asbestos over an area of 26.71 hectares in Yelgutti Village, Biligi Taluk, Bijapur District.**

In line 6 of the Government Notification No. CI 38 EMI 75, dated 20th/23rd August 1975 for the words 'Yelgutti Village, Bagalkot Taluk' the words 'Yellgutti Village, Biligi Taluk' shall be substituted.

By Order and in the name of the Governor of Karnataka,

MD. MOINUDDIN HASSAN,

Under Secretary to Government,
47 *Commerce and Industries Department.*

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

CHIEF SECRETARIAT

GENERAL ADMINISTRATION DEPARTMENT

Notification No. GAD 108 ISAS 75.

Bangalore, dated 30th December 1975.

The Government of India, Cabinet Secretariat, Department of Personel and Administrative Reforms notification No. 13017/13/75-AIS (1), dated 20th December 1975 is republished hereunder:—

No: 13017/13/75-AIS (1)

GOVERNMENT OF INDIA

CABINET SECRETARIAT

(Department of Personnel and Administrative Reforms)

New Delhi, dated 20th December 1975.

NOTIFICATION

In exercise of the powers conferred by sub-rule (2) of rule 5 of the Indian Administrative Service (Cadre) Rules, 1954, and with the concurrence of the Government of Karnataka and Punjab, the Central Government hereby transfers, with immediate effect, Shri A. K. Dubey from the I. A. S., Cadre of Karnataka to that of Punjab.

B. S. BASWAN,

Under Secretary to Government of India.

By Order and in the name of the Governor of Karnataka,

H. P. DHARANENDRANATH,

Under Secretary to Government,

General Administration Department.

(Services-I)

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

HOME SECRETARIAT

Order No. HD 111 KSS 75.

Bangalore, dated the 29th December 1975.

Ordered that the accompanying Notification dated.... September 1975 of the Government of India published in the Gazette of India Part-I Section-3, dated 1st November 1975 regarding change of present designation of Soldiers' Sailors' and Airmen's Boards in the State of Karnataka be republished in the *Karnataka Gazette* for general information.

V. BHADRAIAH,

Under Secretary to Government,
Home Department.

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GOVERNMENT OF INDIA

MINISTRY OF DEFENCE

RESOLUTION

New Delhi, the ...September 1975.

No. dated the September 1975-in supersession of Notification No. 2414 dated 4th October 1963 as amended from time to time regarding constitution of Indian Soldiers' Sailors' and Airmen's Board and in modification of Notification No. 28 dated the 1st August 1973 as amended from time to time, the President has been pleased to direct that the Board shall be renamed as Kendriya Sainik Board.

2. The President is also pleased to rename State Soldiers' Sailors' and Airmen's Boards referred to in the aforesaid notifications as Rajya Sainik Boards and to rename District Soldiers' Sailors and Airmen's Boards referred to therein as Zila Sainik Boards.

3. Ordered that the foregoing be communicated to all members of the Indian Soldiers' Sailors' and Airmen's Board, all Ministeries of Government of India, Financial Advisor, Ministry of Finance (Defence), Accountant General, Central Revenue and all State Governments.

Ordered also that the resolution be published in the Gazette of India.

D(OORD)

Notification has been removed, will be published in the Gazette dated 1st November 1975.

Sd.
C. P. RAMACHANDRAN,
Joint Secretary (Navy).

/ copy /

....

Section Officer, Home Department,

Printed by the Director of Printing, Stty & Publications at the Govt. Press, Pune.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 2 LCR. 76.

Bangalore. dated the 30th January 1976.

Ordered that the Notification No. S. O. 744 (E) dated 31st December 1975 of the Government of India, Ministry of Information and Broadcasting be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,
Under Secretary to Government,
Department of Law and Parly. Affairs.

EXTRAORDINARY

GOVERNMENT OF INDIA

MINISTRY OF INFORMATION AND BROADCASTING

New Delhi 1, the 31st December 1975.

NOTIFICATION

No. S O. 744 (E)-In exercise of the powers conferred by section 4 of the Prevention of Publication of Objectionable Matter Ordinance, 1975 (28 of 1975), the Central Government hereby appoints all District Magistrates, under section 20 of the Code of Criminal Procedure, 1973 (2 of 1974), as competent authorities for the purposes of the said Ordinance and specifies that the local limits of their respective jurisdictions as such District Magistrates shall be the local limits of their respective jurisdictions as such competent authorities.

(No. F. 28/2/75-Press)

Sd- S. RAMASWAMY
Under Secretary to the Government of India,

"Copy"

M. BALAJI RAO
Section Officer,
Department of Law and Parly. Affairs.

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Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

PART IV

Section—2 C-(i)

GENERAL STATUTORY RULES ISSUED BY THE STATE GOVERNMENT UNDER THE CENTRAL ACTS AND STATE ACTS AND RULES MADE BY THE GOVERNOR UNDER THE CONSTITUTION.

FINANCE SECRETARIAT

Notification No. FD 43 BFC 75.

Bangalore, dated 23rd January 1976.

G.S.R. 44 — In pursuance of sub-section (1) of Section 7 of the State Financial Corporation Act, 1951 (LXIII of 1951) the State Government of Karnataka on the recommendation of the Board of Directors of the Karnataka State Financial Corporation and based on the advice of the Reserve Bank of India, hereby fixes nine percent per annum as the rate of interest payable on the Bonds for Rs. 2,25,00,000 (Rupees Two Crores & twenty five lakhs only) to be issued by the said Corporation in February 1976 and maturing on 2nd August 1977.

By Order and in the name of the Governor of Karnataka,

S. KRISHNA KUMAR,

Deputy Secretary to Government,

275 *Finance Department. (Budget & Resources)*

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore

PART IV—SECTION 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

HOME SECRETARIAT

Notification No. HD 306 SWM 75.

Bangalore dated, 22nd/27th January 1976.

Ordered that the accompanying Order No. S O 695 (E) dated 3rd December 1975 published in the *Gazette of India* Extra-ordinary Part II Section 3 sub-section (ii) dated 3rd December 1975 be republished in the *Karnataka Gazette* for general information

By Order and in the name of the Governor of Karnataka,

K. S. RAJAGOPAL,
Under Secretary to Government,
Home Department, (Special).

GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS

ORDER

New Delhi, dated the 3rd December 1976.

S. O. 695 (E) —In exercise of the powers conferred by rule 4 of the Defence and Internal Security of Rules, 1971, the Central Government hereby directs—

(a) that no power conferred upon the State Government by rule 47 of the said rules, shall with effect from the 11th day of December, 1975 be exercised by any State Government or by any officer or authority authorised in that behalf by that State Government except with the previous approval of the Central Government and

(b) that no order made under the said rule 47 by any State Government or by any officer or authority authorised in that behalf by the State Government before the 12th day of December, 1975 shall be continued on or after that date except in accordance with such instructions as the Central Government may give to the State Government in this behalf.

(No. II/14011/78/75-S & P (D. II))

By Order and in the name of the President,

C. V. NARASIMHAN,
Joint Secretary.

Printed by the Director of Printing, Stty & Publications at the Govt Press, Bang

PART IV—SECTION 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

HOME SECRETARIAT

Notification No. HD 306 SWM 75. (1)

Bangalore, dated 22nd/27th January 1976.

Ordered that the accompanying Notification No. GSR 552 (E), dated 7th November 1975, No. GSR 557 (E), dated 12th November 1975 and No GSR 558 (E), dated 14th November 1975 published in the Gazette of India Extra-ordinary Part II-Section 3-sub section (i) dated 7th November 1975, 12th November 1975 and 14th November 1975 be published in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

K. S. RAJAGOPAL,
Under Secretary to Government,
Home Department (Spl.)

GOVERNMENT OF INDIA

MINISTRY OF HOME AFFAIRS

NOTIFICATION

New Delhi, dated the 7th November 1975.

G. S. R. 552 F) In exercise of the powers conferred by section 3 of the Defence and Internal Security of India Act, 1971 (42 of 1971), and of all other powers enabling the Central Government in this behalf, the Central Government hereby makes the following rules further to amend the Defence and Internal Security of India Rules, 1971, namely :—

1. **Short title and commencement.**—(1) These rules may be called the Defence and Internal Security of India (Fifth Amendment) Rules, 1975.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. **Amendment of rule 37 of the Defence and Internal Security of India Rules, 1971.**— In rule 37 of the Defence and Internal Security of India Rules, 1971, after sub-rule (4), the following sub-rule shall be inserted, namely :—

"(5) Where any person is prosecuted for the contravention of any provision of clause (b), clause (c), clause (d) or clause (e), of sub-rule (1) and it is proved that he was present in, or in the neighbourhood of, any such building, place or property as is mentioned in such clause and was in possession of any instrument, implement or other material capable of doing any act which is likely to impair the efficiency or impede the working of, or cause damage to, such building, place or property it shall be presumed, for the purposes of the said sub-rule (1), that he was so present with the intention of contravening the provisions of the clause aforesaid and the burden of proving that he had no such intention shall be on him.".

(No. F. II/17016/1/74-S and P (D. II)

C. V. NARASIMHAN,
Joint Secretary

GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS

NOTIFICATION

New Delhi, dated the 12th November 1975

G.S.R. 557 (E).—In exercise of the powers conferred by Section 3 of the Defence and Internal Security of India Act, 1971 (42 of 1971) and of all other powers enabling the Central Government in this behalf the Central Government hereby makes the following rules further to amend the Defence and Internal Security of India Rules, 1971, namely :—

1. **Short title and commencement.**—(1) These rules may be called the Defence and Internal Security of India (Sixth Amendment Rules, 1975.

(2) They shall come into force on the date of their publication in the Official Gazette

Amendment of rule 33.—In rule 33 of the Defence and Internal Security of India Rules, 1971 in sub-rule (4) after the proviso the following further proviso shall be inserted, namely:—

"Provided further that the power exercisable by the State Government under sub-section (1) of the said section 17A as so applied shall be exercisable also—

(a) by the District Magistrate; or

(b) in any area for which a Commissioner of Police has been appointed, by the Commissioner of Police,".

(No. II/16012/8/75-S and P (D. II)

C. V. NARASIMHAN
Joint Secretary

GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS

ORDER

New Delhi, the 14th November 1975

G.S.R. 558(E).—In exercise of the powers conferred by clause(1) of article 359 of the Constitution, the President hereby declares that the right of any person (including a foreigner) to move any court for the enforcement of the rights conferred by clause 1) of article 20 and article 31 of the Constitution, in so far as they relate to any proceedings, declarations or orders or other action or thing taken, made, or done, or purporting to have been taken, made or done, under the Smugglers and Foreign Exchange Manipulators (Foofeiture of Property) Ordinance, 1975 (No. 20 of 1975) shall remain suspended for the period during which the Proclamations of Emergency made under clause (1) of Article 352 of the Constitution on the 3rd December, 1971 and on the 25th June 1975, are both in force.

2. This order shall extend to the whole of the territory of India except the State of Jammu and Kashmir

(No. II/16011/89/75-S and P (D.II)

S. L. KHURANA,
Secretary

ELECTION COMMISSION OF INDIA

ASHOKA ROAD,
NEW DELHI-1.
Dated 8th January, 1976.

NOTIFICATION

No. 82/MY-LA/(3/72)/73-Vol. II.—In pursuance of clause (b) of sub-section (2) of Section 116C of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby publishes the judgment dated 19 December, 1975 of the Supreme Court of India in Civil Appeal No. 1171 (NCE) of 1975 from the Order dated 19th July, 1973, of the High Court of Mysore at Bangalore, in Election Petition No. 3 of 1972.

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

Civil Appeal No. 1171 *of* 1975

C. M. Arumugam .. *Appellant.*

vs.

S. Rajgopal and Urs .. *Respondents.*

JUDGEMENT

Bhagwati J.,

This appeal under Section 116-A of the Representation of People Act, 1951 is directed against an order made by the High

Court of Mysore setting aside the election of the appellant on the ground that the nomination paper of the 1st respondent was improperly rejected by the Returning Officer. This litigation does not stand in isolation. It has a history and that is necessary to be noticed in order to appreciate the arguments which have been advanced on behalf of both parties in the appeal.

The appellant and the 1st respondent have been opponents in the electoral battle since a long time. The constituency from which they have been standing as candidates is 68 KCF Constituency for election to the Mysore Legislative Assembly. They opposed each other as candidates from this constituency in 1967 General Election to the Mysore Legislative Assembly. Now, the seat from this constituency was a seat reserved for Scheduled Castes and therefore, only members of Scheduled castes could stand as candidates from this constituency. The expression "Scheduled Castes" has a technical meaning given to it by cl. (24) of Art. 366 of the Constitution and it means "such castes, races or tribes or parts of or groups within such castes or tribes as are deemed under Art. 341 to be Scheduled Castes for the purpose of the Constitution." The President, in exercise of the power conferred upon him under Art. 341 issued the Constitution (Scheduled Castes) Order, 1950. Paragraphs 2 and 3 of this Order are material and, since the amendment made by Central Act 63 of 1956, they are in the following terms:

"2. Subject to the provisions of this Order, the castes, races or tribes or parts of, or groups within caste or tribes specified in Part I to XIII of the Schedule to this Order shall, in relation to the States to which those parts respectively relate, be deemed to be scheduled castes so far as regards members thereof resident in the localities specified in relation to them in those parts of that schedule.

3. Notwithstanding anything contained in paragraph 2, no person who professes a religion different from the Hindu or

the Sikh religion shall be deemed to be a member of a Scheduled Caste."

The Schedule to this Order in Part VIII sets out "the castes, races or tribes of parts of or groups within castes or tribes" which shall in the different areas of the State of Mysore be deemed to be Ccheduled Castes. We are concerned with cl. (1) of Part VIII as the area of 68 KGF Constituency is covered by that clause. One of the castes specified there is Adi Dravida and that caste must, therefore, for the purpose of election from 68 KGF Constituency, be deemed to be a Scheduled Caste. The appellant was admittedly, at the date when he filed his nomination paper for the 1967 election from 68 KGF Constituency, an Adi Dravida Professing Hindu religion and was consequently qualified to stand as a candidate for the reserved seat from this constituency. The 1st respondent also claimed to be an Adi Dravida professing Hindu religion and on this basis, filed his nomination from the same constituency. The appellant and the 1st respondent were thus rival candidates—in fact they were the only two contesting candidates—and in a straight contest, the 1st respondent defeated the appellant and was declared elected.

The appellant thereupon filed election petition No. 4 of 1967 in the Mysore High Court challenging the election of the 1st respondent on the ground that the 1st respondent was not an Adi Dravida professing Hindu religion at the date when he filed his nomination and was, therefore, not qualified to stand as a candidate for the reserved seat from 68 KGF Constituency. The Mysore High Court. by an order dated 30th August, 1967. held that the 1st respondent was converted to Christianity in 1949 and on such conversion, he ceased to be an Adi Dravida and, therefore, at the material date, he could not be said to be a member of a Scheduled Caste, nor did he profess Hindu religion, and he was consequently not eligible for being chosen as a candidate for election from a reserved constituency. The 1st respondent being aggrieved by the order setting aside his election, preferred C.A. No. 1553 of 1967 to this Court under

Section 116A of the Representation of People Act, 1951. This Court addressed itself to four questions, namely, first, whether the 1st respondent had become a convert to Christianity in 1949; secondly, whether, on such conversion, he ceased to be a member of Adi Dravida caste; thirdly, whether he had reverted to Hinduism and started professing Hindu religion at the date of filing his nomination, and lastly, whether on again professing the Hindu religion, he once again become member of Adi Dravida caste. So far as the first question was concerned, this Court, on a consideration of the evidence, held that the 1st respondent was converted to Christianity in 1949 and in regard to the second question, this Court observed that it must be held that when the 1st respondent embraced Christianity in 1949, he ceased to belong to Adi Dravida Caste. This Court then proceeded to consider the third question and held that having regard to the seven circumstances enumerated in the judgment, it was clear that at the relevant time in 1967, that is, in January—February 1967, The 1st respondent was professing Hindu religion. That led to a consideration of the last question as to the effect of reconversion of the Ist respondent to Hinduism. This Court referred to a number of decisions of various High Courts which laid down the principle that "on re-conversion to Hinduism, a person can become a member of the same caste in which he was born and to which he belonged before having been converted to another religion", and pointed out that the main basis on which these decisions proceeded was that "If the members of the caste accept the reconversion of a person as member, it should be held that he does become a member of that caste, even though he may have lost membership of that caste on conversion to another religion". This Court, however, did not consider it necessary to express any opinion on the correctness of these decisions, as it found that even if the principle enunciated in these decisions was valid, the 1st respondent did not give evidence to satisfy the requirements laid down by this principle and "failed to establish that he became a member of the Adi Dravida Hindu caste after he started professing the Hindu religion". This court observed that "whether the membership of a caste can be acquired by conversion to Hinduism or after reconversion to Hinduism is a question on which we have refrained from express-

ing our opinion, because on the assumption that it can be acquired, we have arrived at the conclusion that the appellant", that is, the Ist respondent in the present case, "must fail in this appeal". This Court accordingly upheld the decision of the High Court and dismissed the appeal. (1)

This decission was given by a Bench consisting of two judges on 3rd May, 1968. In the three or four years that following certain events happened to which we shall refer a little later. Suffice it to state for the present that, according to the Ist respondent, these events showed that the members of the Adi Dravida caste accepted him as a member and regarded him as belonging to their fold. The next General Election to the Mysore Legislative Assembly took place in 1972. There was again a contest from 68 KGF Constituency which was reserved for candidates from Scheduled Castes. The appellant filed his nomination as a candidate from this constituency and so did the Ist respondent. The nomination of the Ist respondent was, however, objected by the appellant on the ground that the Ist respondent was not an Adi Dravida professing Hindu religion at the date of filling his nomination and he was, therefore, not qualified to stand as a candidate for the reserved seat from this constituency. The Ist respondent rejoined by saying that he was never converted to Christianity and that in any event, even if it was held that he had become a Christian, he was reconverted to Hinduism since long and was accepted by the members of the Adi Dravida caste as belonging to their fold and was, therefore, an Adi Dravida Professing Hindu religion at the material date and hence qualified to stand as a candidate.

The Returning Officer, by an Order dated 9th February, 1972, upheld the objection of the appellant and taking the view that, on conversion to Christianity, the Ist respondent ceased to be an Adi Dravida and thereafter on reconversion, he could not claim the benefit of the Constitution (Scheduled Castes) Order, 1950, the Returnng Officer rejected the nomination of the

(1) S. Rajagopal v. C. M. Arumugam [1969] 1 S.C.R. 254

Ist respondent. The election thereafter took place without the Ist respondent as a candidate and the appellant, having obtained the highest number of votes, was declared elected.

The Ist respondent filed Election Petition No. 3 of 1972 in the High Court of Mysore Challenging the election of the appellant on the ground that the nomination of the Ist respondent was improperly rejected. This was a ground under Secton 100 (1) (c) of the Act and if well founded, it would be sufficient, without more, to invalidate the election. The point which was, therefore, seriously debated before the High Court was whether the nomination of the Ist respondent was improperly rejected and that in its turn depended on the answer to the question whether the Ist respondent was an Adi Dravida professing Hindu religion at the date of filing his nomination. There were four aspects bearing on this question which arose for consideration and they were broadly the same as in the earlier case (*supra*), namely whether the Ist respondent embraced Christianity in 1949 whether on his conversion to Christianity he ceased to belong to Adi Dravida caste, whether he was reconverted to Hinduism and whether on such reconversion, he was accepted by the members of the Adi Dravida caste as belonging to their fold. So far as the first three aspects were concerned, the High Court took the view that they must be taken to be concluded by the decision of this Court in the earlier case (*supra*) and the discussion of the question must, therefore, proceed on the established premise that the Ist respondent was born an Adi Dravida Hindu, he was converted to Christianity in 1949 and on such conversion he lost his capacity as an Adi Dravida Hindu and at least by the year 1967, he had once again started professing Hindu religion. *Vis-a-vis* the fourth aspect, the High Court observed; "It is settled law that reconversion to Hinduism does not require any formal ceremony or rituals or expiatory ceremonies. that a reconvert to Hinduism can revert to his original Hindu caste on acceptance by the members of that caste and that the quantum and degree of proof of acceptance depends on the facts and circumstances of each case, according to the established customs prevalent in a particular locality amongst the caste there"; and on this view of the law the High Court proceeded

to examine the evidence laid on behalf of the parties and pointed out that this evidence established twelve important circumstances subsequent to January-February 1967 which clearly showed that the Ist respondent was accepted into their fold by the members of the Adi Dravida caste and he was, therefore, at the material time, an Adi Dravida professing Hindu religion as required by Paragraphs 2 and 3 of the Constitution (Scheduled Caste) Order, 1950. The High Court, in this view, held that the nomination of the Ist respondent was improperly rejected by the Returning Officer and that invalidated the election under Section 100(1) (c) of the Act. The High Court accordingly set aside the election of the appellant and declared it to be void. This judgement of the High Court is impugned in the present appeal under Section 116A of the Act.

Now before we deal with the contentions urged on behalf of the appellant in support of the appeal, it would be convenient first to refer to two grounds which were held by the High Court against the Ist respondent. The Ist respondent contended that these two grounds were wrongly decided against him and even on these two grounds, he was entitled to claim that, at the material time, he was an Adi Dravda professing Hindu religion. The first ground was that he was never converted to Christianity and the second was, that, on such conversion, he did not cease to be an Adi Dravida. The appellant disputed the claim of the Ist respondent to agitate these two grounds in the appeal before us. The reason given was that the Ist respondent had not pressed them in the course of the arguments before the High Court and had conceded that, in view of the judgment of this Court in the earlier case, Issue No. 3, which raised the question; "Whether the petitioner having abandoned Hinduism and embraced Christianity in the year 1949 had lost the membership of the Adi Dravida Hindu caste and incurred the disqualification under paragraph 3 of the Constitution (Scheduled Castes) Order, 1950" and "Is this issue concluded against the petitioner by virtue of the judgment of the High Court in Civil Appeal 1553 of 1967" did not survive for consideration. There can be no doubt that so far as the first of these

two grounds is concerned, there is force in the objection raised on behalf of the appellant.

The question whether the Ist respondent abandoned Hinduism and embraced Christianity in 1949 is essentially a question of fact and if. at the stage of the arguments before the High Court, the Ist respondent conceded that, iin view of the decision of this Court in the earlier case, this question did not survive for consideration and the High Court, acting on the concession of the Ist respondent, refrained from examining the question on merits and proceeded on the basis that it stood concluded by the decision of this Court in the earlier case how could the Ist respondent be now permitted to reagitate this question at the hearing of the appeal before this Court ?.

The Ist respondent must be held bound by the concession made by him on a question of fact before the High Court. We cannot, therefore; permit the Ist respondent to raise an argument that the evidence on record does not establish that he embraced Christianity in 1949. We must proceed on the basis that he was converted to Christianity in that year.

The position is, however, different when we turn to the question whether, on conversion to Christianity, the Ist respondent ceased to be a member of the Adi Dravida caste. That question is a mixed question of law and fact and we do not think that a concession made by the Ist respondent on such a question at the stage of argument before the High Court can preclude him from reagitating it in the appeal before this court, when it formed the subject-matter of an issue before the High Court and full and complete evidence in regard to such issue was led by both parties. It is true that this Court held in the earlier case that, on embracing Christianity in 1949, the Ist respondent ceased to be a member of the Adi Dravida caste, but this decision given in a case relating to 1967 General Election on the basis of the evidence led in that case, cannot be *res judicata* in the present case which relates to 1972 General Election and where fresh evidence has been adduced on behalf of the parties,

and more so, when all the parties in the present case are not the same as those in the earlier case. It is, therefore competent to us to consider whether, on the evidence on record in the present case, it can be said to have been established that, on conversion to Christianity in 1949, the Ist respondent ceased to belong to Adi Dravida Caste.

It is a matter of common knowledge that the institution of caste is a peculiarly Indian institution. There is considerable controversy amongst scholars as to how the caste system originated in this country. It is not necessary for the purpose of this appeal to go into this highly debatable question. It is sufficient to state that orginally there were only four main castes, but gradually castes and sub-castes multiplied as the social fabric expanded with the absorption of different groups of people belonging to various cults and professing different religious faiths. The caste system in its early stages was quite elastic but in course of time it gradually hardened into a rigid framework based upon heredity. Inevitably it gave rise to gradation which resulted in social inequality and put a premium on anobbery. The caste system tended to develop, as it were, group snobbery, one caste looking down upon another. Thus there came into being social hierarchy and startification resulting in perpetration of social and economic injustice by the so called higher castes on the lower castes. It was for this reason that it was thought necessary by the constitution makers to accord favoured treatment to the lower castes who were at the bottom of the scale of social values and who were afflicated by social and economic disabilities and the Constitution makers accordingly provided that the President may specify the castes and these would obviously be the lower castes which had suffered centuries of appsession and explotation—which shall be deemed to be Scheduled Castes and laid down the principle that seats should be reserved in the Legislature for the Scheduled Castes as it was believed and rightly, that the higher castes would not properly represent the interest of these lower castes.

But that immediately raised the question : what is a caste ? when we speak of a caste, we do not mean to refer in this context

to the four primary castes, but to the multiplicity of castes and sub-castes which disfigure the Indian social scene. "A caste", as pointed out by the High Court of Madras in *Cooppoosami Chetty* v. *Duraisami Chetty*, (2) "is a voluntary association of person for certain purposes". It is a well defined yet fluctuating group of persons governed by their own rules and regulations for certain internal purposes. Sir H. Risley has shown in his book on people of India how castes are formed based not only on community of religion, but also on community of functions. It is also pointed out by Sankaran Nair, 3., in *Muthusami* v. *Masilamani* (3) "..... a change in the occupation sometimes creates a new caste. a Common occupation sometimes combines members of different castes into a distinct body which becomes a new caste. Migration to another place makes a sometimes a new caste". Caste is more a social combination than a religious group. But since, as pointed out by Rajamannar, C.3., in *G. Michael* v. *S. Venkateswaran* (4), ethics provides the standard for social life and it is founded ultimately on religious beliefs and doctrines, religion is inevitably mixed up with social conduct and that is why caste has become an integral feature of Hindu society. But from that it does not necessarily follow as an invariable rule that whenever a person renounces Hinduism and embraces another religious faith, he automatically ceases to be a member of the caste in which he was born and to which he belonged prior to his conversion. It is no doubt true, and there we agree with the Madras High Court in *G. Michael's* case (*supra*) that the general rule is that conversion operates as an expulsion from the caste, or, in other words, the convert ceases to have any caste, because, caste is predominantly a feature of Hindu society and ordinarily a person who ceases to be a Hindu would not be regarded by the other members of the caste as belonging to their fold. But ultimately it must depend on the structure of the caste and its rules and regulations whether a person would cease to belong to the

(2) I. L. R. 38 Mad. 67
(3) I.L.R. 33 Mad. 342.
(4) I.L.R. 33 Mad. 67

caste on his abjuring Hinduism. If the structure of the caste is such that its members must necessarily belong to Hindu religion, a member, who ceases to be a Hindu, would go out of the caste, because no non-Hindu can be in the state according to its rules and regulations. Where, on the other hand, having regard to its structure, as it has evolved over the years, a caste may consist not only of persons professing Hindu religion but also person professing some other religion as well, conversion from Hinduism to that other religion may not involve loss of caste, because even persins professing such other religion can be members of the caste. This might happen where caste is based on economic or occupational characteristics and not on religious identity or the cohesion of the caste as a social group is so strong that conversion into another religion does not operate to snap the bond between the convert and the social group. This is indeed not an infrequent phenomenon in South India where, in some of the castes, even after conversion to Christianity, a person is regarded as continuing to belong to the caste. When an argument was advanced before the Madras High Court in *G. Mehael's* case (*supra*) "that there wese several cases in which a member of one of the lower castes who has been converted to Christianity has continued not only to consider himself a still being a member of the caste, but has also been considered so by other members of the caste who had not been converted, "Rajamannar, C.3., who, it can safely be presumed, was familiar with the customs and practices prevalent in South India, accepted the position "that instances can be found in which in spite of conversion the caste distinctions might continue", though he treated them as exceptions to the general rule.

The High Court in Andhra Pradesh also affirmed in *Kothapalli Narasayya* v. *Jammane Jogi* that "notwithstanding conversion, the converts whether an individual or family or group of converts, may like to be governed by the law by which they were governed before they became converts ..... and the community to which they originally belonged may also continue to accept them within their fold notwithstanding conversion", and proceeded to add :

"While tendency to divide into sects and division to form new sects with their own religion and social observances is a charactrstic feature of Hinduism .... It should .... be remembered that sects were formed not only on Community of religion but also community of functions. Castism which has taken deep roots in Hinduism for some reason or other may not therefore cease its existance even after conversion. May be that the religion or faith to which conversion takes place, on grounds of policy or otherwise, does not take exception to this social order which does not interfere with its spiritual or theological aspect which is the main object of the religion. That is why we find several members of lower castes converted to Christianity in Madras State .... still continue to be members of their castes .... Thus a conversion does not necessarily result in extinguishment of caste and notwithstanding conversion, a convert may enjoy the privileges social and political by virtue of his being a member of the community with its acceptance."

The selected candidate in this case was held to continue to belong to the Mala Andhra Caste which was a Scheduled Caste, despite his conversion to Christianity. It was again reiterated by the High Court of Andhra Pradesh in a subsequent decision reported in *K. Narasimha Reddy* v. *G. Bhupathi* that survival of caste after conversion to Christianity is not an unfamiliar phenomenon in this part of the country and it was held that even after his conversion to Christianity, the elected candidate, who belonged to Bindla Caste, specified as a Scheduled Caste, continued to retain his caste. since he never abjured his caste nor did his caste people costracize or excommunicate him. The caste system is indeed so deeply ingrained in the Indian mind that, as pointed out by this court in Ganpat v. Returning Officer (7) "for a person who has grown up in Indian society, it is very difficult to get out of the coils of the caste system" and, therefore, even conversion to another religion like Christianity, has in some cases so impact in the membership of the

(5) 30 E.L.R. 199
(6) 31 E.L.R. 211
(7) (1975) S.C.C. 589

caste and the other members continue to regard the convert as still being a member of the caste. This Court pointed out in Ganapat's case (*supra*) that "to this day one sees matrimonial advertisements which want a vellala Christian bride or Nadar Christian bride" which shows that Vellala and Nadar castes comprise both Hindus and Christians.

It seems that the correct test for determining this question is the one pointed out by this Court in Chatturbuj Vithaldas Jasani v. Moreshwar Prasaharam (8) Bose, J., speaking on behalf of the Court in this case pointed out that when a question arises whether conversion operates as a break away from the caste "what we have to determine are the social and political consequences of such conversion and that, we feel, must be decided in a common sense practical way rather that on theoretical and therocratic grounds". The learned Judge then proceeded to add:

"Looked at from the secular point of view, there are three factors which have to be considered: (1) the reactions of the old body, (2) the intentions of the individual himself and (3) the rules of the new order. If the old order is tolerant of the new faith and sees no reason to outcaste or ex-communicate the convert and the individual himself desires and intends to retain his old social political ties, the conversion is only nominal for all practical purpose and when we have to consider the legal and political rights of the old body, the views of the new faith hardly matter."

What is, therefore, material to consider is how the caste looks at the question of conversion. Does it outcaste or ex-communicate the cinvert or does it still treat him as continuing within its fold despite his conversion If the convert desires and intends to continue as a member of the caste and the caste also continues to treat him as a member, notwithstanding his conversion, he would continue to be a member of the caste, and as pointed out by this Court "the views of the new faith hardly

(8) 1954 S.C.R. 817

matter". This was the principle on which it was decided by the Court in *Chatturbhuj Vittaldas Jasani's* case (*supra*) that Gangaram Thaware, whose nomination as a Scheduled Caste candidate was rejected by the Returning Officer, continued to be a Mahar which was specified as a Scheduled Caste, despite his conversion to the Mahanubhav faith.

Paragraphs 2 and 3 of the Constitution (Scheduled Castes) Order, 1950 also support the view that even after conversion, a person may continue to belong to a caste which has been specified in the Schedule to that order as a Scheduled Caste. Paragraph 2 provides that the castes specified in the Schedule to the order shall be deemed to be Scheduled Castes but Paragraph 3 declares that, notwithstanding anything contained in Paragraph 2 that is, notwithstanding that a person belongs to the caste specified as a Scheduled Caste, he shall not be deemed to be a member of the Scheduled Caste, if he profess a religion different from Hindu or Sikh religion. Paragraphs 2 and 3 read together thus clearly recognise that there may be castes specified as Scheduled castes which comprise persons belonging to a religion different from Hindu or Sikh religion and if that be so, it must follow a *fortiori*, that in such castes, conversion of a person from Hinduism cannot have the effect of putting him out of the caste, though by reason of paragraph 3 he would be deemed not to be a member of a Scheduled Caste.

It cannot, therefore, be laid down as an absolute rule uniformly applicable in all cases that whenever a member of a caste is converted from Hinduism to Christianity, he loses his membership of the caste. It is true that ordinarly on conversion to Christianity, he would cease to be a member of the caste, but that is not an invariable rule. It would depend on the structure of the caste and its rules and regulations. There are castes, particulary in South India, where this consequence does not follow on conversion. Since such castes comprise both Hindus and christians. Whether Adi Dravida is a caste which falls within this category or not is a question which would have to be determined on the evidence in this case. There is on the record evidence of Kakkan (PW 18), J. C. Adimoolam (RW 1) and

K. P. Arumugam (RW 8), the last two being witnesses examined on behalf of the appellant which shows that amongst Adi Dravidas, there are both Hindus and Christians and there are inter-marriages between them. It would, therefore, *prima facie* seem that on conversion to Christinnity, the 1st respondent did not cease to belong to Adi Dravida caste. But in the view we are taking as regards that last contention, we do not think it the 1st respondent was reconverted to Hinduism and therefore, necessary to express any final opinion on this point.

The third question in controversy between the parties was whether the 1st respondent was reconverted to Hinduism. This question stands concluded by the decision of this Court in the earlier case and it must be held, for the reasons set out in that decision, that at any rate since prior to January-February 1967. the 1st respondent was reconverted to Hinduism and therefose, at the material time, he was professing the Hindu religion, so as to satisfy the requirement of Paragraph 3 of the Constitution (Scheduled Castes) Order, 1950.

The last contention, which formed the subject matter of controversy between the parties raised the issue whether on reconversion to Hinduism, the 1st respondent could once again become a member of the Adi Dravida caste, assuming that he ceased to be such on conversion to Christianity. The renounced of the appellant was that once the 1st respondent renounced Hinduism and embraced Christianity, he could not go back to the Adi Dravida caste on re-conversion to Hinduism. He undoubtedly became a Hindu, but he could no longer claim to be a member of the Adi-Dravida caste. This argument is not sound on principle and it is also runs counter to a long line of decided cases.

Ganapathi Iyer, a distinguished scholar and jurist, pointed out as far back as 1915 in his well known treatise on 'Hindu Law':

"....caste is a social combination, the members of which are enlisted by birth and not by enrolement, people do not join

castes or religious fraternities as a matter of choice (in one respect); they belong to them as a matter of necessity, they are born in their respective castes or sects. It cannot be said *however, that membership by a caste is determined only by only by birth and not-by anything else*" (emphasis supplied)

Chandravarkar, J., observed in *Nathu* v. *Keshwaji* (9): "It is within the power of a caste to admit into its fold men not born in it as it is within the power of a club to admit any one it likes as its member. To hold that the membership of a caste is determined by birth is to hold that the caste cannot, if it likes, mix with another caste and form both into one caste. That would be striking at the very root of caste autonomy." Sankaran Nair, J., made observations to the same effect in Muthusawam's case (supra) and encluded by saying : It is, of course, open to a community *to admit any person and* marriage performed between him and any member would in my opinion, be valid". Ganapathi Iyer, after referring to these two dicisions, proceeded to add: "Of course it is open to a person to change his caste by entering another caste if such latter caste will admit him—in this sense there is nothing to prevant a person from giving up his caste or community justs and the caste may re-admit an expelled person or an outcasted person if he confirms to the caste observances". Since a caste is a social combination of persons governed by its rules and regulations, it may, if its rules and regulations so provided, admit a new member just as it may expell an existing member. The rules and regulations of the caste may not have been formalised: they may not exist in black and white; they may consist only of practices and usages. If according to the practices and usages if the caste any particular ceremonies are required to be performed for readmission to the case, a reconvert to Hinduism would have to perform those ceremonies if he seeks readmission to the caste. That is why Parker, J ;, dealing with the possible readmission of a reconvert to Brahminism observed in *Administrator-General of Maddras* V. *Anandchari* (10):

(9) I.L.R. 26 Bom. 1974
(10) I.L.R. 9 Mad. 500

"His conversion to Christianity according to the Hindu law. rendered him an outcaste and degraded. But according to that law, the degradation might have been atoned for, and the convert readmitted to his status as Brahmin had he at any time during his life renounced Christianity and performed the rites of explanation enjoyed by his caste".

The rites of explanation were referred to by the learned judge because they were enjoyed by the Brahmin caste to which the reconvert wated to be readmitted. But if no rites or ceremonies are required to be performed for readmission of a person concerned as a member of the caste, the only thing necessary for readmission would be the acceptance of the person concerned by the other members of the caste. This was pointed out by *Varadachariar, J. In Gurusami Nadar* V. *Irulappa Konar* (11) where after referring to the aforesaid passage from Administrator General of Madras-Anandachari (*supra*), the learned Judge said :

"The language used in 9 Mad 466 merely refer to the expiatory ceremonies enjoined by the practice of the community in question; and with reference to the class of people we are now concerned with no suggestion as anywhere been made in the course of the evidence that any particular expiatory reremonies are observed amongst them.No particular ceremonise are prescribed for them by the Smriti writers nor have they got to perform any Homas.' One has therefore only to look at the sense of the Community and from that point of view it is of particular significance that the community was prepared to receive Vedanayaga and defendant 5 as man and wife and their issue as legitimate ".

The observations of varadachariar, J., were approved by *Mockett, J., in Durgaprasada Rao* v. *Sudarasanaswami* (12) and he pointed out that in the case before him, there was no evidence of the existence of any ceremonial in Veda Baligi fisherman

(11) A.I.R. 1934 Mad. 630
(12) A.I.R. 1940 Mad. 513

community of Gopalpur for readmission to that community. Krishnaswamy Ayyangar, J., also observed in the same case that "in matters affecting the well being or composition of a caste, the caste itself is the supreme judge". (emphasis supplied The same view has also been taken in a number of decisions of the Andhra Pradesh and Madras High Courts in election petitions arising out of 1967 General Election. These decisions have been set out in the judgment of this Court in *Rajagopal* v. *C. M. Arumugum* (*supra*).

These cases show that the consistent view taken in this country from the time Administrator-General of Madras v. Anandachari (*supra*) was decided, that is since 1886, has been that on reconversion to Hinduism, a person can once again become a member of the caste in which he was born and to which he belonged before conversion to another religion, if the members of the caste accept him as a member. There is no reason either on principle or on authority which should compel us to a disregard this view which has prevailed for almost a century and lay down a different rule on the subject. If a person who has embraced another religion can be re-converted to Hinduism, there is no rational principle why he should not be able to come back to his caste, if the other members of the caste are prepared to readmit him as a member. It stands to reason that he should be able to come back to the fold to which he once belonged, provided of course the community is willing to take him within the fold. It is the othodox Hindu society still dominated to a large extent, particularly in rural areas, by mediavelistic outlook and status oriented approach which attaches social and economic disabilities to a person belonging to a Scheduled Caste and that is why certain favoured treatment is given to him by the Constitution. Once such a person ceases to be a Hindu and becomes a Christian, the social and economic disabilities arising because of Hindu religion cease and hence it is no longer necessary to give him protection and for this reason he is deemed not to belong to a Scheduled Caste. But when he is reconverted to Hinduism, the social and ecnomic disabilities once again revive and

become attached to him because these are disabilities inflicted by Hinduism. A Mahar or a Koli or a Mala would not be recognised as anything but a Mahar or a Koli or a Mala after re-conversion to Hinduism and he would suffer from the same social and economic disabilities from which he suffered before he was converted to another religion. It is, therefore, obvious that the object and purpose of the Constitution (Scheduled Caste Order, 1950 would be advanced rather than retarded by taking the view that on reconversion to Hinduism, a person can once again become a member of the Scheduled Caste to which he belonged prior to his conversion. We accordingly agree with the view taken by the High Court that on reconversion to Hinduism the 1st respondent could once again revert to his original Adi Dravida caste if he was accepted as such by the other members of the caste.

That takes us to the question whether in fact the 1st respondent was accepted as a member of the Adi Dravida caste after his reconversion to Hinduism. This Court in the earlier decision between the parties found that the 1st respondent had not produced evidence to show that after his reconversion to Hinduism, any step had been taken by the members of the Adi-Dravida caste indicating that he was being accepted as a member of that caste. The 1st respondent, therefore, in the present case, led considerable oral as well as documentary evidence tending to show that subsequent to January-February, 1967, the 1st respondent had been accepted as a member of the Adi-Dravida caste. The High Court referred to twelve circumstances appearing from the evidence and held on the basis of these twelve circumstances, that the Adi Dravida caste had accepted the 1st respondent as its member and he accordingly belonged to the Adi Dravida caste at the material time. Now, out of these twelve circumstance, we do not attach any importance to the first circumstance which refers to the celebrations of the marriages of his younger brothers Govindaraj and Manickam by the 1st respondent in the Adi Dravida manner, because it is quite natural that if Govindaraj and Manickam were Adi-Dravida Hundus, their marriages would be celebrated according to Adi-Dravida

rites and merely because the 1st respondent, as their elder brother celebrated their marriages, it would not follow that he was also an Adi Dravida Hindu. The Second circumstance that the 1st respondent was looked upon as a peace-maker among the Adi Dravida Hindus of K.G.F. cannot also be regarded as of much significance, because, if the 1st respondent was a recognised leader, it s quite possible that the Adi-Dravida Hindus of K.G.F. might go to him for resolution of their disputes, even though he himself might not be an Adi Dravida Hindu. But the third, fourth and fifth circumstances are of importance, because unless the 1st respondent was recognised and accepted as an Adi Dravida Hindu, he would not have been invited to lay the foundation stone for the construction of the new wall of the temple at Jambakullam, which was essentially a temple of Adi Dravida Hindus, nor would have been requested to participate in the Margazhi Thiruppavai celebration at the Kannabhiran Temple situated at III Line, Kennedy Block, K.G.F. which was also a temple essentially maintained by the Adi-Dravida Hindus and equally, he would not have been invited to preside at the Adi Krittikai festival at Mariamman Temple in I. Post office Block, Marikuppam, K.G.F. where the devotees are Adi Dravidas or to start the procession of the Deity at such festival. These three circumstances are strongly indicative of the fact that the 1st respondent was accepted and treated as a member by the Adi Dravida community. So also does the sixth circumstance that the 1st respondent was a member of the Executive Committee of the Scheduled Caste Cell in the organisation of the Ruling Congress indicate in the same direction. The seventh and eighth circumstances are again of a neutral character. The funeral ceremonies and obsequies of the father of the 1st respondent would naturally be performed according to the Adi Dravida Hindu rites if he was an Adi Dravida Hindu and that would not mean that the 1st respondent was also an Adi Dravida Hindu. Similarly, the fact that the 1st respondent participated in the first annual ceremonies of the late M. A. Vadivelu would not indicate that the 1st respondent was also an Adi Dravida Hindu like the late M. A. Vadivelu. But the ninth circumstance is again very important. It is significant that the

children of the 1st respondent were registered in the school as Adi Dravida Hindus and even the appellant himself issued a certificate stating that R. Kumar, the son of the 1st respondent, was a Scheduled Caste Adi Dravida Hindu. The tenth circumstance that the first respondent participated in the All India Scheduled Castes Conference at New Delhi in 30th and 31st August, 1968 may not be regarded as of any particular importance. It would merely indicate his intention and desire to regard himself as a member of the Adi Dravida Caste. The eleventh circumstance is, however, of some importance. because it shows that throughout the 1st respondent was treated as a member of the Adi Dravida Caste and he was never disowned by the members of that caste. They alwafs regarded him as an Adi Dravida belonging to their fold. But the most important of all these circumstances is the twelfth, namely, the Scheduled Caste Conference held at Skating Ring. Nundydurg Mine K.G.F. on 11th August, 1968. The High Court has discussed the evidence in regard to this conference in some detail. We have carefully gone through the evidence of the witnesses on this point, but we do not find anything wrong in the appreciation of their evidence by the High Court. We are particulary impressed by the evidence of Kakkan (PW 13). The cross-examination of J. C. Adimoolam (RW 1) is also quite revealing. We find ourselves completely in agreement with the view taken by the High Court that this conferrence, attended largely by Adi Dravida Hindus, was held on 11th August, 1968 *inter alia* with the object of readmitting the 1st respondent into the fold of Adi Dravida caste and not only was a purificatory ceremony performed on the 1st respondent at this conference with a view to clearing the doubt which had been cast on his membership of the Adi Dravida caste by the decision of this Court in the earlier case but an address Ex. P-56 was also presented to the 1st respondent felicitating him on this occasion.

It is clear from these circumstances, which have been discussed and accepted by us, that after his reconversion to Hinduism, the 1st respondent was recognised and accepted as a member of that community. The High Court was, therefore, right in coming to the conclusion that at the material time the

1st respondent belonged o the Adi Dravida Caste. So as to fall within the category of Scheduled castes under Paragraph 2 of the Constitution (Scheduled Castes) Order, 1950.

In the result the appeal fails and is dismissed with costs.

(Sd.) .....J.
(Y. U. Chandrachud)

(Sd.) .....J.
(P. N. Bhagwati)

Dated, New Delhi,
December 19, 1975.

(Sd.) .....J.
(R. S. Sarkaria)

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

1—C—3

PART IV—SECTION 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 3 LCR 1976. (2)

Bangalore, dated the 12th February 1976.

Ordered that the S. O. No. 5418 published in Part II, Section 3 of the Gazette of India, dated 17th December 1975 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,

Under Secretary to Government.

56 *Dept. of Law and Parliamentary Affairs.*

GOVERNMENT OF INDIA

(Bharat Sarkar)

MINISTRY OF COMMERCE

(Vanijya Mantralaya)

New Delhi, dated the 17th December 1975.

NOTIFICATION

(TOBACCO INDUSTRY DEVELOPMENT CONTROL)

S. O. 5418.—In exercise of the powers conferred by sub-section (3) of Section 1 of the Tobacco Board Act, 1975(4 of 1975), the Central Government hereby appoints the 1st day of January, 1976, as the date on which the provisions of the said Act, except Chapter III thereof, shall come into force.

[File No. 18/14/75 FP (Agri.I)]

Sd. ANWARUL HODA,

Deputy Secretary to the Government of India.

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 3 LCR 76. (3)

Bangalore, dated 12th February 1976.

Ordered that the S. O. No. 5419 published in Part II, Section 3 of the Gazette of India, dated 17th December 1975 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,
Under Secretary to Government,
57 *Dept. of Law and Parliamentary Affairs.*

GOVERNMENT OF INDIA

(Bharat Sarkar)

MINISTRY OF COMMERCE

(Vanijya Mantralaya)

New Delhi, dated the 17th December 1975

NOTIFICATION

S O. 5419 —In exercise of the powers conferred by sub-section (3) of section 1 of the Tobacco Cess Act, 1975 (26 of 1975), the Central Government hereby appoints the 1st day of January, 1976 as the date on which the provisions of the said Act, except section 3 thereof, shall come into force.

[File No. 18/14/75-FP(Agri. I).]

Sd. ANWARUL HODA,
Deputy Secretary to the Government of India.

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 3 LCR 76. (4).

Bangalore, dated 12th February 1976.

Ordered that the S O. No 5420 published in Part II, Section 3 of the Gazette of India, dated 17th December 1975 be republished in the *Karnataka Gazette*, for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,
Under Secretary to Government,
58 *Department of Law and Parliamentary Affairs.*

GOVERNMENT OF INDIA
(Bharat Sarkar)

MINISTRY OF COMMERCE
(Vanijya Mantralaya)

New Delhi, dated the 17th December 1975;

NOTIFICATION

(TOBACCO INDUSTRY DEVELOPMENT CONTROL)

S. O. 5420.— In exercise of the powers conferred by sub-section (i) of section 4 of the Tobacco Cess Act, 1975 (26 of 1975), the Central Government hereby specifies half per cent *ad valorem* as the rate of the duty of customs which shall be leaved and collected, by way of a cess for the purposes of the Tobacco Board Act, 1975 (4 of 1975), on all tobacco, which is exported.

[File No. 18/14/75-FP (Agri. I)]

Sd. ANWARUL HODA
Deputy Secretary to the Government of India.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

CHIEF SECRETARIAT

GENERAL ADMINISTRATION DEPARTMENT

Notification No. GAD 398 SAS 75 (i)

Bangalore, dated 5th March 1976.

The Government of India, Cabinet Secretariat, Department of Personnel and Administrative Reforms, Notification No. 11031/32/75-AIS(ii)-A dated 1st January 1976 is republished hereunder:—

No. 11031/32/75-AIS(II)-A

GOVERNMENT OF INDIA

CABINET SECRETARIAT

Department of Personnel and Administrative Reforms,

New Delhi, dated 1st January 1976.

NOTIFICATION

G. S. R. 7E. In exercise of the powers conferred by sub-section (1) of section 3 of the All India Services Act, 1951 (61 of 1951), read with sub-rule (1), and the first proviso to sub-rule (2), of rule 4 of the Indian Administrative Service (Cadre) Rules, 1954 the Central Government, in consultation with the Government of Karnataka" hereby makes the following regulations further to amend the Indian Administrative Service (Fixation of cadre strength) Regulations, 1955, namely;—

1. (1) These regulations may be called the Indian Administrative Service (Fixation of Cadre Strength) First Amendment Regulations, 1976.

(2) They shall come in to force on the date of their publication in the Official Gazette.

2. In the Schedule to the Indian Administrative Service (Fixation of Cadre Strength) Regulations, 1955, under the heading "Karnataka", for the entries "Chairman, Karnataka Revenue Appellate Tribunal" and "Member, Karnataka Revenue Appellate Tribunal" the entries "Chairman, Karnataka Appellate Tribunal" and "Member, Karnataka Appellate Tribunal" shall be substituted.

Sd/- R. L. AGGARWAL

Under Secretary to the Government of India

By Order and in the name of the Governor of Karnataka,

H. P. DHARANENDRANATH,

Under Secretary to Government,
General Administration Department.
61 (*Services-I*)

Errata.

Dated 9th March 1976

For the words '10, Madhya Pradesh.....8" published under the Table on page No. 3, in part IV-1C of *Gazette Extraordinary* No 1239, dated 3rd March 1976, may be read as "10, Madhya Pradesh.....6".

B.N. RAMAMURTHY,

63 *Compiler*

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

FOOD AND FOREST SECRETARIAT

Notification No. FFD 185 FCS 75.

Bangalore dated 5th March 1976.

Ordered that the accompanying Notification No. CER/2/75 dated 16th December 1975 regarding amendments to Cotton Textilies (Control) Order, 1948 issued by the Textiles Commissioner Ministry of Commerce, Government of India, Bombay, and published in the *Gazette of India*, Part III-Section 1 dated 24th January 1976 on page 795 may be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

M. D. GOVINDARAJ,

Under Secretary to Government,

60 *Food and Forest Department.*

GOVERNMENT OF INDIA

BHARAT SARKAR

MINISTRY OF COMMERCE (VANIJYA MANTRALAYA)

Office of the Textile Commissioner

(Vastra Ayukta Ka Karyalaya)

Post Bag No. 11500, Bombay-20

Bombay Dated, the 16th December1975

NOTIFICATION

No. CER/2/75 In exercise of the powers conferred on me by clause 20 of the Cotton Textile (Control) Order, 1948, I hereby make the following further amendment to the Textile commissioner's Notification No. TCS-I/20, dated the 22nd September 1919, namely :—

in the said Notification after paragraph 8 the following paragraph shall be added, namely:—

"8A. Every producer while producing 'controlled long cloth' 'controlled shirting' and controlled Drill, shall include two coloured threads, fast to bleack, warpwise, all through the length and adjacent to one of the selvedges.

Provided that such coloured threads shall not be inserted in non-controlled cloth.

Note:—The coloured threads to be included for the above purpose shall ordinarily be in Napthol Red Colour. However in the case of printed, dyed or other coloured cloth the coloured thread to be included may be in any other alternative contrasting colour and should be clearly visible.

Explanation : The term 'controlled long cloth', 'controlled shirting' and, controlled drill', shall have the same meaning as attributed to each such item in the Textile Commissioner's Notification No. CEP/1/68 dated the 2nd May 1968.

This Notification shall take effect from the *first day of March 1976.

*Vide Notification No. CER/2/76 dated 31st January 1976 issued by Textile Commissioner. Bombay.

G. S. BHARGAVA,

Joint Textile Commissioner

(No. CLB. I /1/2/71-75).

Chief Secretariat

GENERAL ADMINISTRATION DEPARTMENT

Notification No. GAD 398 SAS 75 (ii)

Bangalore dated 5th March 1976.

The Government of India, Cabinet Secretariat, Department of Personnel & Administrative Reforms, Notification No. 11031/32/75-AIS (ii) -B dt. 1st January 1976 is republished here under :—

No. 11031/32/75-AIS (ii) -B

Government of India, Cabinet Sectt.

Department of Personnel and Administrative Reforms

New Delhi 1st January 1976

NOTIFICATION

G. S. R. No. 5E. In exercise of the powers conferred by sub-section (1) of section 3 of the All India services Act, 1951 (61 of 1951) read with rule 11 of the Indian Administrative Service (Pay) Rules, 1954, the Central Government in consultation with the Government of Karnataka hereby makes the following rules further to amend the Indian Administrative Service (Pay) Rules, 1954, namely :—

1. (1) These rules may be called the Indian Administrative Service (Pay) First Amendment Rules, 1976.

(2 They shall come into force on the date of their publication in the Official Gazette :

2 In Schedule III appended to the Indian Administrative Service (Pay) Rules, 1954,

(a) Under the heading 'A-Posts carrying pay above the time scale of pay in the Indian Administrative Service under the State Government' against "Karnataka", for the entry in the second column,

"Chairman, Karnataka Revenue Appellate Tribunal".

the following entry shall be substituted namely :—

"Chairman, Karnataka Appellate Tribunal"

(b) under the heading 'B-Posts carrying pay in the senior time scale of the Indian Administrative Service under the State Government, including posts carrying Special pay in addition to pay in the time scale against "Karnataka", in the second column.

"Member, Karnataka Revenue Appellate Tribunal".

the following entry shall be substituted, namely :—

Member, Karnataka, Appellate Tribunal".

Sd/- R.L. AGGARWAL
Under Secretary to the Government of India

By Order and in the name of the Governor of Karnataka,

H. P. DHARANENDRANATH,
Under Secretary to Government,
General Administration Department
(Services-I).

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 3 LCR. 1976 (I)

Bangalore, dated 12th February 1976.

Order that the S. O. No. 5417 published in Part II, Section 3 of the *Gazette of India*, dated 17th December 1975 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka.

B. NAGESHA RAO,
Under Secretary to Government,
Dept. of Law and Parly. Affairs.

GOVERNMENT OF INDIA
(Bharat Sarkar)

MINISTRY OF COMMERCE
(Vanijya Mantralaya)

New Delhi, dated the 17th December 1975.

NOTIFICATION

(TOBACCO INDUSTRY DEVELOPMENT CONTROL)

S. O. 5417.—In exercise of the powers conferred by section 4 of the Tobacco Board Act, 1975 (4 of 1975), the Central Government hereby establishes with effect from the 1st January 1976, a Board to be called the Tobacco Board consisting of the following members, namely :—

1	Shri R. Tirumalai, Additional Secretary, Ministry of Commerce, New Delhi.	Chairman

Elected under clause (b) of sub-section (4) of section 4

2	Shri P. Anjineedu Prasadarao, Member of Parliament (Lok Sabha), 2, Pandit Pant Marg New Delhi.	Member—(Elected by the Lok Sabha)

Permanent address :
14th Cross Road, 4th Line.
Barodipet, Guntur (A.P.)

3	Smt. Parvathi Krishnan, Member of Parliament (Lok Sabha) 68, North Avenue New Delhi.	Member—(Elected by the Lok Sabha).

Permanent address :
45-A, Periswami Road, R. S. Puram, Coimbatore-2 (Tamil Nadu).

4	Shri M. R. Krishna, Member of Parliament (Rajya Sabha), 4 Kushak Road, New Delhi.	Member—(Elected by the Rajya Sabha).

Permanent address :
House No. 6-60 Alwall Hyderabad District.

Appointed under sub-clause (i) Clause (c) of sub-section (4) of Section 4

5	Dr. W. G. Walunjkar, Director, Directorate of Tobacco Development, 3 Aldams Road, Teynampet, Madras-600018.	Member—To represent the Ministry dealing with Agriculture.

Appointed under sub-clause (ii) of clause (c) of sub-section (4) of Section 4

6	Shri A Hoda, Deputy secretary, Ministry of Commerce, New Delhi.	Member—To represent the Ministry dealing with Commerce.

Appointed under sub-clause (iii) of clause (c) of sub-section (4) of section 4

7	Shri H. K. Narula, Assistant Financial Adviser (Commerce), Department of Expenditure, Ministry of Finance, New Delhi.	Member—To represent the Ministry dealing with Finance.

Appointed under sub-(clause iv) of clause (c) of sub-section (4) of section 4

8	Shri R. K. Tikkar, Joint Secretary, Ministry of Industry and Civil Supplies, Udyog Bhavan, New Delhi.	Ministry—To represent the Ministry dealing with Industrial Development.

Appointed under sub-clause (v) of clause (c) of sub-section (4) of Section 4,

9	Dr. N. C. Gopalachari, Director Central Tobacco Research Institute, Rajahmundry-4.	Member—To represent the India Council of Agricultural Research.

Appointed under sub-clause (vi) of clause (c) of sub-section (4) of Section 4.

10	Director of Agriculture, Government of Andhra Pradesh, Hyderabad.	Member—To represent the Gaverment of Andhra Pradesh.

Appointed under sub-clause (vii) of clause (c) of sub-section (4) of Section 4.

11	Dr. R. Dwarakinath, Director of Agriculture, Government of Karnataka, Bangalore.	Member — To represent the Government of Karnataka.

Appointed under clause (d) of sub-section (4) of section 4

12	Shri T. L. Sharma Tobacco Development Officer, Mazaffarpur.	Member-To represent the Government of Bihar.
13	Shri S. V. Patel, Additional Director of Agriculture, Gujarat State, Ahmedabad.	Member — To represent the Government of Gujarat.

Appointed under clause (e) of sub-section (4) of section 4

14	Shri B. V. Sivaiah, General Secretary, Indian Tobacco Association, Guntur and Chairman, Indian Tobacco Development Council, Karakodur, *via* Chobrolu, Guntur District.	Member—To represent the growers of tobacco.

Appointed under clause (e) of sub-section (4) of section 4

15	Shri Garikapatti Seetaramaiah, President, Nellore and Ongale Districts, Tobacco Growers Association, Kandukur, P. O. *via* Singarayakonda, R. S. Kandakur, Taluk Prakasam, Dist. A. P.	Member—To represent the growers of tobacco.
16	Shri G. Dasaiah, Purshattaman *via* Chillakularpet, Guntur District, Andhra Pradesh.	Member—To represent the growers of tobacco.

17	Shri B. V. Narasaiah, Managing Partner, M/s. Anjaneya Tobacco Company, Tangutur Prakasam District, Andhra Pradesh.	Member—To represent dealers and exporters (including packers) of tobacco and tobacco products.
18	Shri Chebrolu Ramaiah, Managing Director, M/s Chabrolu Hanumaiah & Co., Guntur.	Member—To represent dealers and exporters (including packers) of tobacco and obacco products.
19	Shri A. S. Chowdhri, Member of Parliament (Rajya Sabha), Managing Director, Nava Bharat, Enterprises Pvt. Ltd., Guntur.	Member—To represent the Manufacturers in tobacco products.

Delhi address :

11 Lodi Estate, New Delhi-110003.

20	Shri C. C. Appaya, Chairman, Tobacco Export Promotion Council, Madras, Member, Local Board, M/s, Indian Leaf Tobacco Development Co. Ltd., Guntur.	Member—Export in tobacco Marketing.
21	Shri Devchand C. Shah, 754 Shah Sadan, Gandhi Chowk, Nipani, Belgaum District.	Member—Export in tobacco marketing.

Sd-ANWARUL HODA

Deputy Secretary to the Government of India.

[File No. 18/14/75-AP (Agricl.)

Printed by the Director of Printing, Stty. & Publications at the Govt. Press, B'lore.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

HOME SECRETARIAT

Order No. HD 100 SST 76

Bangalore dated 17th March 1976.

Ordered that Notification No. GSR. 338(E) dated 20th June 1975 of the Ministry of Home Affairs, Government of India, New Delhi, published in part II, Section 3, sub-Sec. (i) in the Gazette of India (Extraordinary dated 20th June 1975), be republished in the *Karnataka Gazette* for General Information.

By Order and in the name of the Governor of Karnataka

M.G. KRISHNA SINGH
Under Secretary to Government
Home Department

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GOVERNMENT OF INDIA

MINISTRY OF HOME AFFAIRS

NOTIFICATION ORDER

New Delhi the 20th June 1975

G S.R. 338 (E).—In exercise of the powers conferred by clause (1) of article 359 of the Constitution, the President hereby makes the following amendment in Order No. GSR 694 (E), dated 23rd December 1974 namely :—

In the said order, for the words "six months", the words "twelve months" shall be substituted.

[No. II/16011/14/74-S&P (D.II)]

C. V. Narasimhan, Jt. Secy. to GOI.

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 5 LCR. 76

Bangalore, dated 15th March 1976.

Ordered that the G. S. R. 2543 Medical Termination of Pregnancy Rules, 1975 (Revised) published in Part II, Section 3 sub-section (i) of the Gazette of India dated 18th October 1975 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,
Under Secretary to Government,
69 *Department of Law and Parliamentary Affairs.*

No. LAW 5 LCR. 76.

GOVERNMENT OF INDIA

MINISTRY OF HEALTH AND FAMILY PLANNING
(Department of Family Planning)

New Delhi, dated 10th October 1975.

G. S. R. 2543.—In exercise of the powers conferred by Section 6 of the Medical Termination of Pregnancy Act, 1971 (34 of 1971), the Central Government hereby makes the following rules namely:—

1. **Short title and commencement**.—(1) These rules may be called the Medical Termination of Pregnancy Rules, 1975

(2) They shall come into force on the date of their publication in the Official Gazette.

2. **Definetions**.— In these rules, unless the context otherwise requires,

(a) "Act" means the Medical Termination of Pregnancy Act, 1971 (34 of 1971);

(b) "Chief Medical Officer of the District" means the Chief Medical Officer of a District, by whatever name called;

(c) "Form" means a form appended to these rules;

(d) "Owner" in relation to a place, means any person who is the administrative head or otherwise responsible for the working or maintenance of such hospital or clinic, by whatever name called;

(e) "Place" means such building, tent, vehicle or vessel, or part thereof, as is used for the establishment or maintenance therein of a hospital or clinic which is used, or intended to be used, for the termination of any pregnancy ;

(f) "Section" means a section of the Act-

(3) **Experience or training etc.**—For the purpose of clause (d) of Section 2, a registered medical practitioner shall have one or more of the following experience or training in gynaecology and obstetrics, namely ;

(a) In the case of a medical practitioner who was registered in a State Medical Register immediately before the commencement of the Act, experience in the practice of gynaecology and obstetrics for a period of not less than three years;

(b) in the case of a medicale prctitioner who was registered in a State Medical Register on er after the date of the commencement of the Act,—

(i) if he has completed six months of house surgency in gynaecology and obstetrics ; or

(ii) unless the following facilities are provided therein, if he had exprience at any hospital for a period of not less than one year in the practies of obstetrics and gynaecology ; or

(iii) if he has assisted a registered medical practitioner in the performance of twenty five cases of medical termination of pergnancy in a hospital established or maintained. a training institute approved for thispurpose, by the Government.

(c) in the case of a medical practitioner who has been registerd in a State Medical Register and who holds a post-graduate degree or diploma in gynaecology and obstetrics, the experience or training gained during the course of such degree or diploma.

4. Approval of a place.—

(1) No place shall be approved under clause (b) of section-4,—

(i) unless the Goverament is satisfied that termination of pregnancies may be done therein under safe and hygienic conditions ; and

(ii) unless the following facilities are provided therein, namely:

(a) An operation table and instruments for per forming abdominal or gynaecological surgery ;

(b) anaestheic equipment, resuscitation equipment and sterilisation equipment ;

(c) drugs and parenteral fiuids for emergency use.

(2) Every application for the approval of a place shall be in a **Form A** and shall be addressed to the Chief Medical Officer of the District

(3) On receipt of application referred to in sub-rule (2), the Chief Medical Officer of the District shall verify or enquire any information

contained in any such application or inspect any such place with a view to satisfying himself that the facilities referred to in sub-rule (1) are provided therein and that termination of pregnancies may be made therein under safe and hygienic conditions.

(4) Every owner of the place which is inspected by the Chief Medical Officer of the District shall afford all reasonable facilities for the inspection of the place.

(5) The Chief Medical Officer of the District may, if he is satisfied after such verification, enquiry or inspection, as may be considered necessary that termination of pregnancies may be done under safe and hygienic conditions, at the place, recommend the approval of such place to the Government.

(6) The Government may after considering the application and the recommendations of the Cheief Medical Officer of the Disttict approve such place and issue a certificate of approval in Form B.

(7) The certificate of approval issued by the Government shall be conspicuously displayed at the place to be easily visible to persons visiting the place.

5. Inspection of a place (1) A place approved under rule 4 may be inspected by the Chief Medical Officer of the District, as often as may be necessary with a view to verify whether termination of pragnancies is being done therein under safe and hygienic conditions.

(2) If the Chief Medical Officer has reason to believe that there has been death of, or injury to, a pregnant woman at the place or that termination of pregnancies is not being done at the place under safe and hygienic conditions. he may call for any information or may seize any article, medicine, ampule, admission register or other document, maintained, kept or found at the place.

(3) The provisions of the Code of Criminal Procedure, 1973 (2 of 1974), relating to seizure shall, so far as may be apply to seizure made under sub-rule (2),

6. Cancellation or suspension of cerificate of approval.—

(1) If. after inspection of any place approved under rule 4, the Chief Medical Officer of the District is satisfied that the facilities specified in rule 4 are not being properly maintained therein and the termination of pregancy at such place cannot be made under safe and hygienic conditions, he shall make a report of the fact to the Government giving the detail of the deficiencies or defects found at the place On receipt of such report the Government may, after giving the owner of the place a reasons able opportunity of being heard. either cancel the certificate of approval or suspend the same for such period as it may think fit.

(2) Where a certificate issued under rule 4 is cancelled or suspended, the owner of the place may make such additions or improvements in the place as he may think fit and thereafter, he may make an application to the Government for the issue to him of a fresh

certificate of approval under rule 4 or, as the case may be, for the revival of the certificate which was suspended under sub-rule (1).

(3) The provisions of rule 4 shall, as far as may, apply to an application for the issue of a fresh certificate of approval in relation to a place, or as the case may be for the revival of a suspended cerificate as they apply to an application for the issue of a ceritificate of approval under that rule.

(4) In the event of suspension of a certificate, of approval, the place shall not be deemed to be an approved place for the purposes of termination of pregnancy from the date of communication of the order of such suspensi n.

7. Review :

(1) The owner of a place who is aggrieved by an order made under rule 6, may, make an application for review of the order to the Government within a period of sixty days from the date of such order.

(2) The Government may, after giving the owner an oportunity of being heard, confirm, modify or reverse the order.

8. **Form of consent.**—The consent referred to in sub-section (4) of Section 3 shall be given in Form C.

9. **Repeal and saving** —The Medical Termination of Pregnancy Rules, 1972, are hereby repealed except as respects things done or omitted to be done before such repeal.

FORM A

(*See* sub-rule (2) of rule 4)

Form of application for the approval of a place under clause (b) of Section 4.

1. Name of the place (in capital letters)
2. Address in full.
3. Non-Government/Private//Nursing Home/Other Institutions*.
4. State' if the following facilities are available at the place.
   (i) An operation table and instruments for performing abdominal or gynaecological surgery.
   (ii) Drugs and parenteral fluid in sufficient supply for emergency cases.
   (iii) Anesthetic equipment, resuscitation equipment and sterilisation equipment,

Place :

Date :

Signature of the owner
of the place

* Strike out whichever is not applicable,

FORM B

[*See* sub-rule (6) of rule 4]

Certificate of approval.

The place described below is hereby approved for the purpose of the Medical Termination of Pregnancy Act, 1971 (34 of 1971).

Name of the Place
Address and other descriptions
Name of the owner
Place :
Date

to the Government of the.....

FORM C

(*See* rule 8)

I.....daughter/wife of.....
.....aged about.....year of
.....

(here state the permanent address)

at present residing at.....do hereby give my consent to the termination of my pregnancy at.....

(State the name of place where the pregnancy is to be terminated)

Place :
Date :

Signature

(To be filled in by guardian where the woman is a lunatic or minor).

I.....son/daughter/wife of .....
.....aged about.....years of.....
.....at present residing at.....

(Permanent address)

.....do hereby give my consent to the termination of the pregnancy of my ward..... .....
who is a minor/lunatic at.....

(place of termination of pregnancy)

Signature

Place :
Date :

[No. 4-6(i)/75-MTP&OP]

SERLA GREWAL, Jt. Secy.

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification, No. LAW. 62 LCA. 75 (1.)

Bangalore, dated 19th March 1976.

Ordered that the S.O. 28 (E) issued by the Ministry of Industry and Civil Supplies, Government of India, which is published in Part II, Section 3 of the Gazette of India, Extraordinary dated 7th January 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,

Under Secretary to Government,

65 *Dept. of Law and Parliamentary Affairs.*

GOVERNMENT OF INDIA

MINISTRY OF INDUSTRY AND CIVIL SUPPLIES

(Department of Civil Supplies and Co-operation)

New Delhi, the 7th January 1976

NOTIFICATION

S. O. 28 (E)—In pursuance of the Notification of the Government of India in the Ministry of Home Affairs S.O. 452 (E) dated the 26th August, 1975, the Central Government hereby appoints the Seventh day of January, 1976, as the date on which the Essential Commodities Act, 1955 (10 of 1955) shall come into force in the State of Sikkim.

(No. 26/10/75-ECR)

A. F. COUTO,

Jt. Secretary.

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 62 LCA 1975. (2)

Bangalore, dated the 19th March 1976.

Ordered that the S.O. 5426 issued by the Ministry of Commerce, Government of India which is published in Part II, Section 3 of the Gazette of India, Extraordinary dated 27th December 1975 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,

Under Secretary to Government,

66 *Dept. of Law and Parliamentary Affairs.*

GOVERNMENT OF INDIA

MINISTRY OF TOURISM AND CIVIL AVIATION

New Delhi, dated the 17th December 1975.

NOTIFICATION

S. O. 5426.—In exercise of the powers conferred by sub-section (3) of Section 1 of the Tokyo Convention Act, 1975 (20 of 1975), the Central Government hereby appoints the 1st January, 1976, as the date on which the said Act, shall come into force.

(No. H. 11018/1/71. A)

S. EKAMBRAM,
Dy. Secy.

GENERAL ADMINISTRATION DEPARTMENT

Notification No. GAD 38 SAS 75.

Bangalore, dated 19th March 1976.

The Government of India, Cabinet Secretariat, Department of Personnel and Administrative Reforms, Notification No. 14012/29/75 AIS (III) dated 28th February 1976 is republished as hereunder.

No. 14012/29/75—AIS (III)

GOVERNMENT OF INDIA

BHARAT SARKAR

Cabinet Secretariat/Mantrimandal Sachivalaya
Department of Personnel and Administrative Reforms
(Karmik Aur Prashasnik Sudhar Vibhag)
New Delhi, dated the 28th February, 1976,

NOTIFICATION

In exercise of the powers conferred by rule 3A of the Indian Administrative Service (Probation) Rules, 1954, the President is pleased to confirm, in the Indian Administrative Service the following members of the Indian Administrative Service borne on the State Cadre of Karnataka, with effect from the date shown against each.

S. No.	Name	Date of confirmation in Service.
1.	Smt. Usha Ganesh	12-7-1975
2.	Shri Sudhakar Rao	7-7-1975
3.	Smt. Vatsala Raghavan	8-7-1975
4.	Shri Braham Dutt	7-7-1975
5.	Shri S. L, Gangadharppa	9-7-1975
6.	Shri Balakrishan Das Negi	7-7-1975
7.	Shri Vijay Kumar Gore	7-7-1975

Sd/- R. L. AGGARWAL,
Under Secretary to Government of India.

By Order and in the name of the Governor of Karnataka,

H. P. DHARANENDRANATH,
Under Secretary to Government,
General Administration Department,
(Services —1).

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1C—2

Reg. No. KRNA—25.

Karnataka Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV—1-C

BANGALORE, THURSDAY, MARCH 18, 1976 (PHALGUNA 28, SAKA ERA 1897). | No. 1536

FOOD AND FOREST SECRETARIAT

Notification No. FFD 45 FCS 76.

Bangalore, dated 15th March 1976.

Ordered that the accompanying orders dated 27th October. 1975 of Government of India, Ministry of Petroleum, New Delhi, namely :—

(1) High speed Diesel Oil and Light Diesel oil (Restriction on use) Amendment Order, 1975.
(2) Liquified Petroleum Gas (Restriction on use) Amendment Order, 1975.
(3) Petroleum Products (Supply and Distribution) Second Amendment Order, 1975.
(4) Petroleum Products (Maintenance of Production) Amendment Order, 1975.
(5) Petroleum Products (Collection of Information) Amendment Order, 1975.

Published in the Gazette of India Part II, Section 3, sub-section (i), dated 29th November 1975, be republished in the *Karnataka Gazette* (Extraordinary) for general information.

By Order and in the name of the Governor of Karnataka,

M. D. GOVINDARAJ,

Under Secretary to Government, Food and Forest Department.

GOVERNMENT OF INDIA

MINISTRY OF PETROLEUM AND CHEMICALS

New Delhi, the 27th October, 1975

ORDER

GSR 2734.—In exercise of the powers conferred by section 3 of the essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order to amend the High Speed Diesel Oil and Light Diesel Oil (Restriction on Use) Order, 1974, namely :—

1. (1) This Order may be called the High Speed Diesel Oil and Light Diesel Oil (Restriction on Use) Amendment Order, 1975.

(2) It shall come into force on the date of its publication in the Official Gazette.

2. In the High Speed Diesel Oil and Light Diesel Oil (Restriction on Use) Order, 1974, clause 4 shall be renumbered as sub-clause (1) thereof, and —

(a) in sub-clause (1) as so renumbered, for the Words "Head Constable", the word "Sub-Inspector" shall be substituted ;

(b) after sub-clause (1) as so renumbered, the following sub-clause shall be inserted, namely :—

"(2) The provisions of section 100 of the Code of Criminal Procedure, 1973 (2 of 1974), relating to search and seizure shall, so far as may be, apply to searches and seizures under this Order."

A. RAJAGOPALAN,

Under Secretary to the Government of India,

File No. IS-11013/15/75-FSP (1)

GOVERNMENT OF INDIA

MINISTRY OF PETROLEUM AND CHEMICALS

New Delhi, the 27th October, 1975

ORDER

GSR No. 2735.—In exercise of the powers conferred by Section 3 of the Essential Commodities Act. 1955 (10 of 1955), the Central Government hereby makes the following Order to amend the liquified Petroleum Gas (Restriction on Use) Order, 1974, namely.

1. (1) This Order may be called the Liquified Petroleum Gas (Restriction on Use) Amendment Order, 1975.

(2) It shall be come into force on the date of its publication in the Official Gazette.

2. In the Liquified Petroleum Gas (Restriction on Use) Order, 1974, clause 4 shall be renumbered as sub-clause (1) thereof, and—

(a) in sub-clause (1) as so renumbered, for the words "Head Constable" the word "sub-Inspector" shall be substituted;

(b) after sub-clause, (1) as so renumbered, the following sub-clause shall be inserted, namely;—

"(2) The provisions of section 100 of the Code of Criminal Procedure, 1973 (2 of 1974), relating to search and seizure shall, so far as may be apply to searches and seizures under this Order".

A. RAJAGOPALAN,

Under Secretary to the Government of India.

File No. IS-11013/15/75-PSP (2)

GOVERNMENT OF INDIA

MINISTRY OF PETROLEUM AND CHEMCIALS

New Delhi, the 27th October 1975.

ORDER

G.S.R No. 2736.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order further to amend the petroleum Products (Supply and Distribution) Order, 1972, namely :-

1. (1) This Order may be called the Petroleum Products (Supply and Distribution) Second Amendment Order, 1975.

(2) It shall come into force on the date of its publication in the Official Gazette.

2. In the Petroleum Products (Supply and Distribution) Order, 1972, clause 4 shall be renumbered as sub-clause (1) thereof, and—

(a) in sub-clause (1) as so renumbered, for the words "Head Constable" the word "Sub-Inspector" shall be substituted ;

(b) after sub-clause (1) as so renumbered, the following sub-clause shall be inserted namely :—

(2) The provisions of section 100 of the Code of Criminal Procedure, 1973 (2 of 1974), relating to search and seizure shall, so far as may be, apply to searches and seizures under this Order."

A. RAJAGOPALAN,

Under Secretary to the Government of India.

File No. IS-11013/15/75-FSP (5)

GOVERNMENT OF INDIA

MINISTRY OF PETROLEUM AND CHEMICALS

New Delhi, the 27th October 1975.

ORDER

G. S. R. No. 2737.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order to amend the Petroleum Products (Maintenance of Production) Order, 1970, namely :—

1. (1) This Order may be called the Petrolem Products (Maintenance of Production) Amendment Order, 1975.

(2) It shall come into force on the date of its publication in the Official Gazette.

2. In the Schedule annexed to the Petroleum Products (Maintenance of Production) Order, 1970, for item 2, the following item shall be substituted, namely :—

"2 The Hindustan Petroleum Corporation Limited Refinery situated at Trombay, Bombay".

A. RAJAGOPALAN,

Under Secretary to the Government of India.

File No. IS-11013/15/75-FSP (4)

GOVERNMENT OF INDIA

MINISTRY OF PETROLEUM AND CHEMICALS

New Delhi the 27th October, 1975

ORDER

GSR No. 2738.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following order to amend the Petroleum Products (Collection of Information) Order, 1966 namely :

1. (1) This Order may be called the Petroleum Products (Collection of Information) Amendment Order, 1975.

(2) It shall come into force on the date of its publication in the Official Gazette.

2. In clause 1 of the Petroleum Products (Collection of Information) Order, 1966, (hereinafter referred to as the said Order), in sub-clause (2), the words "except the State of Jammu and Kashmir" shall be omitted.

3. In the First Schedule appended to the said Order.

(a) in Part I relating to Oil Distributing Companies, for item 2, the following item shall be substituted, namely :

2 Hindustan Petroleum Corporation Limited, a company incorporated in India'.

(b) In Part II relating to Oil Refining Companies, for item 2, the following item shall be substituted, namely :—

"2 The Hindustan Petroleum Corporation Limited Refinery situated at Trombay, Bombay."

A. RAJAGOPALAN,

Under Secretary to the Government of India.

File No. IS-11013/15/75-PSP (5)

Printed by the Director of Printing, Stty. & Publications at the Govt. Press, Simla.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW. 8 LCR. 76.

Bangalore dated 26th March 1976.

Ordered that the Bounded Labour System (Abolition) Rules, 1976 published in Part II, Section 3 of the *Gazette of India*, Extraordinary dated 28th February 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka.

B. NAGESHA RAO,
Under Secretary to Government,
73 *Department of Law and Parly. Affairs.*

GOVERNMENT OF INDIA

MINISTRY OF LABOUR

NOTIFICATION

New Delhi, the 28th February 1976

G. S. R. 99(E)—In exercise of the powers conferred by sub-section (1), read with sub-section (2) of section 26 of the Bonded Labour System (Abolition) Act, 1976 (19 of 1976), the Central Government hereby makes the following rules, namely :—

1. Short title and commencement—(1) These rules may be called the Bonded Labour System (Abolition) Rules, 1976.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Definition.—In these rules, unless the context otherwise requires,—

(a) "Act" means the Bonded Labour System (Abolition) Act, 1976 (19 of 1976);

(b) "District Vigilance Committee" means a Vigilance Committee constituted for a district under sub-section (1) of section 13;

(c) "section" means a section of the Act;

(d) "Sub-Divisional Vigilance Committee" means a Vigilance Committee constituted for a sub-division under sub-section (1) of section 13.

3. Term of Office, and vacation of seat, of members of District Vigilance Committee.—(1) Every member, of a District Vigilance Committee, nominated under clauses (b), (c), (d) and (e) of sub-section (2) of section 13 shall hold office for a period of one year from date on which his nomination is notified in the Official Gazette and shall, on the expiry of the said period, continue to hold office until his successor is nominated and shall also be eligible for renomination.

(2) Every member referred to in sub-rule (1)—

(a) may, by giving notice in writing to the authority which nominated him, resign his office and, on such resignation being accepted, shall be deemed to have vacated his office;

(b) shall be deemed to have vacated his office—

(i) if he fails to attend three consecutive meetings of the District Vigilance Committee without obtaining leave of the Chairman of such absence:

Provided that the authority, which nominated him may, if it is satisfied that such member was prevented by sufficient cause from attending the three consecutive meetings of the Committee, restore him to membership;

(ii) if he becomes subject to any of the following disqualifications, namely :—

(1) is adjudged insolvent;

(2) is declared to be of unsound mind by a competent court;

(3) is convicted of an offence which, in the opinion of the authority, which nominated him, involves moral turpitude;

(c) may be removed from office, if the authority, which nominated such members, is of the opinion that such member has ceased to represent the interest to represent which he was nominated:

Provided that a member shall not be removed from office under this Clause unless a reasonable opportunity is given to him for showing cause against such removal.

(3) A member, nominated to fill a casual vacancy shall hold Office for the unexpired portion of the term of his predecessor.

4. Term of office and vacation of seat, of members of sub-Divisional Vigilance Committees.—(1) Every member, of a Sub-Divisional Vigilance Committee, nominated under clauses (b), (c), (d) and (e) of sub-section (3) of section 13 shall hold office for a period of one year from the date on which his nomination is notified in the Official Gazette and shall, on the expiry of the said period, continue to hold office until his successor is nominated and shall also be eligible for re-nomination.

(2) Every member referred to in sub-rule (1)—

(a) may, by giving notice in writing to the authority, which nominated him, resign his office and on such resignation being accepted, shall be deemed to have vacated his office;

(b) shall be deemed to have vacated his office—

(i) if he fails to attend three consecutive meetings of the Sub-Divisional Vigilance Committee without obtaining leave of the Chairman of such Committee for such absence:

Provided that the authority which nominated him may, if it is satisfied that such member was prevented by sufficient cause from attending three consecutive meetings of the Committee restore him to membership;

(ii) if he becomes subject to any of the following disqualifications, namely :—

(1) is adjudged insolvent;

(2) is declared to be of unsound mind by a competent court;

(3) is convicted of an offence which, in the opinion of the authority, which nominated him, involves moral turpitude;

(c) may be removed from office, if the authority which nominated such member, is of the opinion that such member has ceased to represent the interest to represent which he was nominated;

Provided that a member shall not be removed from office under this clause unless a reasonable opportunity is given to him for showing cause against such removal.

(3) A member nominated to fill a casual vacancy shall hold office for the un-expired portion of the term of his predecessor.

5. Prescribed authority under sub-section (6) of section 6.—An application under sub-section (6) of section 6 for restoration of possession of any property referred to in sub-section (4) or sub-section (5) of that section shall be made to the Executive Magis-

trate, on whom the powers of a Judicial Magistrate of the first class or of the second class have been conferred under sub-section (1) of section 21, and within the local limits of whose jurisdiction the said property is, or the applicant has reason to believe is situated at the time of making the application :

Provided that where there are two Executive Magistrates, on one of whom the powers of a Judicial Magistrate of the first class and on the other the powers of a Judicial Magistrate of the second class have been conferred under sub-section (1), of section 21 having jurisdiction to entertain the application for restoration of possession of property referred to in sub-rule (1), the application shall be made to the Executive Magistrate on whom the powers of a Judicial Magistrate of the second class have been conferred.

6. **Time within which an application under sub-section (6) of section 6 is to be made** - An application under sub-section (6) of section 6 for restoration of possession of any property referred to in sub-section (4) or sub-section (5) of that section shall be made within a period of ninety days from the date on which these rules come into force.

7. **Records to be maintained by District Vigilance Committees to ensure the implementation of the provisions of the Act and Rules**- In order to ensure the implementation of the Act and the Rules, every District Vigilance Committee shall maintain the following registers in respect of freed bonded labour within the local limits of its jurisdiction, namely :—

(a) a register containing the names and addresses of freed bonded labour;

(b) a register containing statistics relating to the vocation, occupation and income of every freed bonded labour;

(c) a register containing details of the benefits which the freed bonded labour are receiving benefits in the form of land, inputs for agriculture, training in handicrafts and allied occupations, loans at differential rates of interest or employment in urban or non-urban areas;

(d) a register containing details of cases under sub-section (6) of section 6, sub-section (2) of section 8, sub-section (2) of section 9, section 16, section 17, section 18, section 19 and section 20.

[No. M-13011/7/75-AL-Part. III]

D. BANDYOPADHYAY, Jt. Secy

CHIEF SECRETARIAT

GENERAL ADMINISTRATION DEPARTMENT

Notification No. GAD 59 SAS 75

Bangalore, dated 20th February 1976.

The Government of India, Cabinet Secretariat, Department of Personnel and Administrative Reforms notification No. 14015/21/75-AIS (1), dated 13th February, 1976, is republished hereunder:—

No. 14015/21/75-AIS (1)

GOVERNMENT OF INDIA/Bharat Sarkar

CABINET SECRETARIAT/Mantrimandal Sachivalaya

Department of Personnel and Administrative Reforms

(Karmik Aur Prashasnik Sudhar Vibhag)

New Delhi, dated the 13th February 1976.

NOTIFICATION

In exercise of the powers conferred by sub-rule (1) of rule 8 of the Indian Administrative Service (Recruitment) Rules, 1954, read with sub-regulation (1) of regulation 9 of the Indian Administrative Service (Appointment by Promotion) Regulation, 1955, the President is pleased to appoint Sri Y. K Pattasome Gowda, a member of the State Civil Service of Karnataka to the Indian Administrative Service on probation and to allocate him to the Cadre of Karnataka under sub-rule (1) of rule 5 of the Indian Administrative Service (Cadre) Rules, 1954.

2. His appointment will be subject to the condition that if the select list on the basis of which he is appointed is held to be improperly prepared after the special leave petition (Civil) No. 1437 to 1233 of 1973 in the Supreme Court of India and all the appeals on the judgment of High Court of Karnataka are exhausted, he may be reverted to his original service. Such reversion shall not be deemed to be a penalty.

Sd/-

B. S. BASWAN,

Under Secretary to the Government of India

By Order and in the name of the Governor of Karnataka,

H. P. DHARANENDRANATH,

Under Secretary to Government,

General Administration Department,

302 *(Services-I).*

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, Bhma.

PART IV

Section—2 C-(i)

GENERAL STATUTORY RULES ISSUED BY THE STATE GOVERNMENT UNDER THE CENTRAL ACTS AND STATE ACTS AND RULES MADE BY THE GOVERNOR UNDER THE CONSTITUTION.

GENERAL ADMINISTRATION SECRETARIAT

Notification No. GAD 49 SRR 74

Bangalore, dated the 26th March 1976.

G S. R. 114.—In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor of Karnataka hereby makes the following rules, further to amend the Karnataka State Civil Services (General Recruitment) Rules, 1957, namely:—

1. **Title and Commencement:**—(1) These rulse may be called the Karnataka State Civil Services (General Recruitment) (Second Amendment) Rules, 1975.

(2) They shall come into force on the date of their publication in the official Gazette.

2. **Amendment of Rule 6:**— After clause (f) under sub-rule (4) of rule 6 of the Karnataka State Civil Services (General Recruitment) Rules, 1957, the following clause shall be inserted, namely:—

"(g) In the case of a candidate who is or was holding a post under the Census Organisation of the Government of India in this State, by the number of years of service for which he is or was holding such post or by five years whichever is less."

GOVERNOR OF KARNATAKA

By Order and in the name of the Governor of Karnataka,

SYED KARIMULLAH KHADRI,
Under Secretary to Government,
General Administration Department (Service Rules.)

FINANCE SECRETARIAT

Notification No. FD 362 CSE 72

Bangalore, dated 30th March 1976.

G. S. R. 115.—In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Karnataka hereby makes the following rules further to amend the Karnataka Commercial Tax Service (Recruitment) Rule, 1967) namely:—

1. **Title and Commencement:**—(1) These rules may be called the Karnataka Commercial Tax Service (Recruitment) (Amendment) Rules, 1976, namely:—

(2) They shall come into force on the date of their publication in the official Gazettee.

2. **Amendment of the Schedule:**—In the Schedule to the Karnataka Commercial Tax Service (Recruitment) Rules, 1967,—

(i) in the entries relating to the category of posts of Commercial Tax Inspectors, in Column 3, under the heading 'For promotion' before item 2, the following item shall be inserted, namely,—

"1. Must have passed S. S L. C. Examination or equivalent qualification."

(ii) in the entries relating to the category of posts of I Division Clerks, in Column 3, under the heading 'For Promotion,' before item 2, the following item shall be inserted, namely,—

"1. Must have passed S.S.L.C. Exmination or equivalent qualification."

GOVERNOR OF KARNATAKA,

By Order and in the name of the Governor of Karnataka,

T. M. VASUDEVAN,
Under Secretary to Government,
Finance Department.

1

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, Bl'ore.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

FOOD AND FOREST SECRETARIAT

Notification. No. FFD 300 FEG 74.

Bangalore, dated 29th March 1976.

Government of India's cabinet Secretariat, Department of Personnel and Administrative Reforms New Delhi Notification No. 17023/2/75-AIS (IV) dated 11th March 1976 is hereby republished for information as under.

By Order and in the name of the Governor of Karnataka,

NEERJA RAJKUMAR,

Under Secretary to Government,
Food and Forest Department.

68

No. 17023/2/75-AIS (IV)

GOVERNMENT OF INDIA

BHARAT SARAR

Cabinet, Secretariat/Mantri Mandal Sachivalaya,
Department of Personnel and Administrative Reforms,
(Karmik aur Prashasnik Sudhar Vibhag)

NOTIFICATION

New Delhi, dated the 11th March 1976.

In exercise of the powers conferred by Rule 6 of the I. F. S. (Recruitment) Rules, 1966, the President is pleased to appoint the

following Karnataka State Forest Service Officers, recruited under Sub-Rule (1) read with Sub-rule (3A) of Rule 4 of the said Rules, to the I. F. S. on probation with effect from the 1st Ocober 1966.

Sriyuths :

(1) V. N. Nadgir,
(2) H. Mohamed Ataulla
(3) B. S. Parishwad.
(4) P. K. Devaiah.

(Sd.) M. R. BHARDWAJ,
Deputy Secretry to Government of India.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

General Administration Department

Notification GAD 122 SPS 75

Bangalore, dated 24th March 1976

The Government of India, Ministry of Home Affairs Notification No. 21/19/75-PERS II/IPS. Cell, dated 12th March 1976 is republished hereunder for information.

No. 21/19/75-PERS. II/IPS Cell

GOVERNMENT OF INDIA/

Bharat Sarkar

Ministry of Home Affairs/Grih Mantralya

New Delhi-110001, the 12th March 1976 *22 Phalguna, 1897.*

Notification

In exercise of the powers conferred by sub-rule (1) of Rule 9 of the Indian Police Service (Recruitment) Rules, 1954, read with sub-regulation (1) of regulation 9 of the Indian Police Service (Appointment by Promotion) Regulations, 1955, the President is pleased to appoint the following members of the State Police Service of Karnataka to the Indian Police Service on Probation, and to allocate them to the cadre of Karnataka under sub-rule (1) of Rule 5 of the Indian Police Service (Cadre) Rules, 1954. The appointment will take effect from the date of issue of this Notification.

Sl.No.	Name of the Officer		Date of Birth
1.	Shri P. Rama Rao	...	17-2-1923
2.	Shri B. M. Uthappa	...	15-6-1925

A. JAYARAMAN
Under Secretary to the Government of India.

By Order and in the name of the Governor of Karnataka

H. P. DHARANENDRANATH,
Under Secretary to Government,
General Administration Department
(Services)

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PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

GENERAL ADMINISTRATION DEPARTMENT

Notification No. GAD 301 SAS 75

Bangalore, dated 7th April 1976.

The Government of India, Cabinet Secretariat, Department of Personnel & Administrative Reforms, Notification No. 14013/1/76-AIS (iii) dated. 25th March 1976 is republished hereunder :—

No. 14013/1/76-AIS (iii)

Government of India/Bharath Sarkar
Cabinet Secretariat/Mantrimandal Sachivalayas

Department of Personnel and Administrative Reforms
(Karmik Aur Prashasnik Sudhar Vibhag)

New Delhi 25th March 1976

NOTIFICATION

In exercise of the powers conferred by rule 3A Indian Administrative Service (Probation) Rules, 1954, the President is pleased to confirm, in the Indian Administrative Service S/Shri. D. Nagsetti, T. J. Ramakrishna, R. Thippoji Rao, H.L.Lingaraj Urs and N.Ramachandra Rao, members of the Indian Administrative Service borne on the State Cadre of Karnataka, with effect from the 17th September 1975.

Sd. R. L. AGGARWAL,
Under Secretary to the Government of India.

By Order and in the name of the Governor of Karnataka.

H. P. DHARANENDRANATH,
Under Secretary to Government,
General Administration Department
Services-I)

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PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

GENERAL ADMINISTRATION DEPARTMENT

Notification No. GAD 28 SAS 76

Bangalore, dated 28th April 1976.

The Government of India, Cabinet Secretariat, Department of Personnel and Administrative Reforms, Notification No. 13017/3/76-AIS (I), dated 14th April 1976 is republished as hereunder.

By Order and in the name of the Governor of Karnataka,

H. P. DHARANENDRANATH,
Under Secretary to Government,
General Administration Department (Services-I).

No. 13017/3/76-AIS (1)

GOVERNMENT OF INDIA.

CABINET SECRETARIAT

Department of Personnel & Administrative Reforms

New Delhi, 110001, dated 14th April 1976

NOTIFICATION

In exercise of the powers conferred by sub-rule (2) of rule 5 of the Indian Administrative Service (Cadre) Rules, 1954, and with the concurrence of the Governments of Karnataka and Haryana, the Central Government hereby transfer, with immediate effect, Smt. Firoza Mehrora from the IAS Cadre of Karnataka to that of Haryana.

Sd/-

B. S. BASWAN,
Under Secretary to the Government of India.

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 10 LCR 1976.

Bangalore, dated 28th April 1976

Ordered that the Equal Remuneration Rules, 1976, published in Part II, Section 3 of the Gazette of India Extraordinary, dated 11th March 1976, be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,

Under Secretary to Government,

2 *Dept. of Law and Parly. Affairs.*

MINISTRY OF LABOUR

Notification

New Delhi, the 11th March 1976

G. S. R. 119(E)—In exercise of the powers conferred by section 13 of the Equal Remuneration Act, 1976 (25 of 1976) and in supersession of equal Remuneration Rules, 1975, the Central Government hereby makes the following rules, namely:—

CHAPTER I

PRELIMINARY

1. **Short title and commencement.**—(1) These rules may be called the Equal Remuneration Rules, 1976.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. **Definitions**—In these rules, unless the context otherwise requires,—

(a) "Act" means the Equal Remuneration Act, 1976 (25 of 1976);

(b) "Authority" means an authority appointed by the appropriate Government under sub-section (1) of section 7;

(c) "Form" means a form appended to these rules ;

(d) "section" means a section of the Act ,

(e) "registered Trade Union" means a Trade Union registered under the Trade Union Act, 1926 (16 of 1926).

CHAPTER II

COMPLAINTS AND CLAIMS UNDER THE ACT

3. Complaints regarding contravention of the Act.— (1) Every complaint under clause (a) of sub section (1) of section 7 shall be made in triplicate, in Form 'A' to the Authority.

(2) A single complaint may be made by, or on behalf of, or in relation to a group of workers, if they are employed in the same establishment and the complaint relates to the same contravention.

(3) A complaint may be made by the worker himself or herself or by any legal practitioner, or by any official of a registered Trade Union, authorised in writing to appear and act on his or her behalf or by any Inspector appointed under section 9 or by any other person acting with the permission of the Authority.

4. Claim regarding non-payment of wages etc.— (1) Every claim under clause (b) of sub-section (1) of section 7 shall be made by petition in triplicate, in Form 'B' to the Authority.

(2) A single petition may be made by or on behalf of or in relation to, a group of workers, if they are employed in the same establishment and their claims are of the same nature.

(3) A claim may be made by the worker himself or herself or by any legal practitioner or by any official of a registered Trade Union authorised in writing to appear and act on his or her behalf or by any Inspector appointed under section 9 or by any other person acting with the permission of the Authority.

5. **Authorisation.**—The authorisation referred to in sub-rule (3) of rule 3 or sub-rule (3) of rule 4 shall be in Form "C" which shall be presented to the Authority to whom the complaint or the claim, as the case my be, is made alongwith such complaint or claim and shall form part of the record.

CHAPTER III

REGISTERS TO BE MAINTAINED

6. **Registers to be maintained by the employer**—Every employer shall mainatin a register in relation to the workers employed by him in Form 'D'.

FORM A (*To be submitted in triplicate*)

[*See* Rule (3) 1]

Complaint under clausue (a) of sub-section (1) of section 7 of the Equal Remuneration Act, 1976 (25 *of* 1976).

To

The Authority appointed under sub-section (1) of section 7.

.....(Address)

A.....Complainant(s)
Full address

Versus

B.....Opposite Party
Full address

The complainant(s) begs/beg to complaint that the opposite party has been guilty of a contravention(s) of the provisions of the Equal Remuneration Act, 1976 (25 of 1976) as shown below :—

(Here set out briefly the particulars showing the manner in which the alleged contravention(s) has/have taken place and the grounds supporting the complaint.)

The complainant(s) accordingly prays/pray that the Authority .....may be pleased to decide the complaint set out above and pass such order or orders thereon as it may deem fit and proper.

The number of copies of the complaint (alongwith its annexures) as required under sub-rule (1) of rule 3 of the Equal Remuneration Rules, 1976 are submitted herewith.

The complainant(s) does/do solemnly declare that the facts stated in this complaint are true to the best of his/her/their knowledge, belief and information.

Signature(s)/thumb impression (s)
of the complainant(s)

*I have been duly authorised in writing by..... [here insert the name of the worker(s)], to appear and act on his/her/their behalf.

Signature of the legal practitioner/official of registered Trade Union dully authorised.

Station
Dated

*Strike out this portion if inapplicable.

FORM B (*To be submitted in triplicate*)
[*See* Rule 4(1)]

Claim under clause (b) of sub-section (1) of section 7 of the Equal Remuneration Act, 1976 (25 *of* 1976).

To

The Authority appointed under sub-section (1) of section 7.

.....(Address)

A.....Petitioner(s)
Full address

Versus

B.....Opposite Party
Full address

The petitioner(s) above named states/state as follows :—

(1) The petitioner(s) was/were/is/are employed from..... .....to.....as.....(category) in.....(name of the establishment) of Shri/ Messrs.....(name of the employer and address).

(2) The opposite party is the emyloyer within the meaning of clause (c) of section 2 of the Equal Remuneration Act, 1976 (25 of 1976).

(3) The petitioner(s) was/were/has/have not been paid wages at rates equal to those of workers of the opposite sex for the same work or work of a similar nature for the period from .....to.....

(4) The petitioner(s) was/were/has/have been paid wages at the rate of.....whereas workers of the opposite sex for the same work or work of a similar nature were paid/have been paid at the rate of..... ..... during the said period.

(5) The petitioner(s) estimates/estimate the value of relief sought by him/them at Rs.....[Rupees..... .....(in words).]

(6) The petitioner(s), therefore, prays/pray that the Authority may be pleased to decide the claim set out above and pass such order or orders thereon as it may deem fit and proper.

(7) The petitioner(s) begs/beg leave to amend or add to or make alterations in the petition, if and when necessary, with the permission of the Authority.

The petitioner (s) does/do solemnly declare that the facts stated in this petition are true to the best of his/her/their knowledge, belief and information.

Signature(s)/thumb impression (s)
of the Petitioner(s)

* I have been duly authorised in writing by.....[here insert the name worker(s)] to appear and act on his/her/their behalf.

Signature of the legal practitioner/official of a registered Trade Union duly authorised.

Station

Date

* Strike out this portion if inapplicable.

FORM C

(*See* rule 5)

Form of authority in favour of legal practitioner or any official of a registered Trade Union

I/we hereby authorise Shri/Shrimati/Kumari*.....
.....a legal practitioner/an official of.....
which is a registered Trade Union to appear and act on my/our behalf, under* sub-rule (3) of rule 3/sub-rule (3) of rule 4 in respect of the *complaint/claim against.....(mention name of employer) on account of .....(mention violation of the Act).

Signature(s)/thumb impression(s)
of the worker(s)*

Station

Date

Witness
(1)
(2)
(3)

I accept the authorisation

Station *Legal practitioner

Date Official of a registered Trade Union.

* Strike out whichever is inapplicable.

FORM D

(*See* rule 6)

Register to be maintained by the employer under rule 6 of the Equal Remuneration Rules, 1976

Name of the Establishment with full address.....

Total number of workers employed.....

Total number of men workers employed.....

Total number of women workers employed.....

						Components of remuneration			
Category of workers	Brief Description of work	No. of men employed	No. of women employed	Rate of remuneration paid	Basic wage or salary	Dearness allowance	House Rent allowance	Other allowances	Cash value of concessional supply of essential commodities
1	2	3	4	5	6	7	8	9	10

[No. F. P 11025/51/75-WC]

T. S. SANKARAN, Jt. Secy.

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PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

GENERAL ADMINISTRATION SECRETARIAT

Notification No. GAD 18 SAS 72

Bangalore, dated 7th May 1976

The Government of India, Cabinet Secretariat, Department of Personnel and Administrative Reforms, Notification No. 14012/20/75-AIS (III), dated 20th April, 1976 is republished as hereunder.

By Order and in the name of the Governor of Karnataka,

H. P. DHARANENDRANATH,
Under Secretary to Government,
General Administration Deptt. (Services-I).

No. 14012/20/75-AIS (III)

GOVERNMENT OF INDIA

CABINET SECRETARIAT

Department of Personnel and Administrative Reforms.

New Delhi, the 20th April 1976.

NOTIFICATION

In exercise of the powers conferred by rule 3-A of the Indian Administrative Service (Probation) Rules, the President is pleased to confirm in the Indian Administrative Service, Shri Falguni Raj Kumar, a member of the Indian Administrative Service borne on the State Cadre of Karnataka. with effect from the 15th July, 1974.

(Sd.)

R. L. AGGARWAL,
Under Secretary to the Government of India.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

ERRATA

No. LAW 9 EBE 76

Bangalore, dated 21st May 1976

In Notification No. LAW 9 EBE 76 dated the 20th May, 1976, published in Extra-ordinary issue of the *Karntaka Gazette* No. 2691 dated the 20th May, 1976, Part IV-1-C, the words "Joint Secretary" appearing on page 2 may be read as "Additional Secretary".

D. BALAGOPALAN,
Chief Electoral Officer for Karnataka.
Bangalore.

GENERAL ADMINISTRATION DEPARTMENT

Notification No. GAD 122 SPS 75.

Bangalore dated 19th May 1976.

The Government of India, Ministry of Home Affairs Notification No. 21/19/75-PERS-II/IPS. Cell dated 6th May 1976 is republished hereunder for information.

No. 21/19/75-Pers. II/IPS. Cell.

GOVERNMENT OF INDIA

Ministry of Home Affairs,

New Delhi, the 6th May, 1976

In exercise of the powers conferred by sub-rules (1) of rule 9 of the Indian Police Service (Recruitment) Rules 1954, read with sub-regulation (1) of regulation 9 of the Indian Police Service (Appointment by promotion) Regulations, 1955 the President is pleased to appoint the following member of the State Police Service of Karnataka to the Indian Police Service on probation, and to allocate him to the cadre of Karnataka under sub-rule (1) of rule 5 of the Indian Police Service (Cadre) Rules, 1954. The appointment will take effect from the date of issue of this Notification.

Sl. No.	Name of the Officer	Date of Birth
1	Shri S. R. Naraharisastry	26-5-1921

A. JAYARAMAN,
Under Secretary to the Government of India

By Order and in the name of the Governor of Karnataka,

H. P. DHARANENDRANATH,
Under Secretary to Government,
G. A. D. (Services I)

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, Bl'ore

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

GENERAL ADMINISTRATION DEPARTMENT

Notification No. GAD 122 SPS 75.

Bangalore, dated 19th May 1976

The Government of India Ministry of Home Affairs, Notification No 21/19/75-PERS-II/IPS Cell, dated 3rd May 1976 is republished hereunder for information.

No. 21/19/75-PERS. II/IPC Cell

Government of India

MINISTRY OF HOME AFFAIRS

New Delhi, 3rd May, 1976

NOTIFICATION

In exercise of the powers conferred by sub-rule(1) of rule 9 of the Indian Police Service (Recruitment) Rules, 1954 read with sub-regulation(1) of regulation 9 of the Indian Police Service (Appointment by promotion) Regulations, 1955, the president is pleased to appoint the following member of the State Police Service of Karnataka to the Indian Police Service on probation, and to allocate him to the cadre of Karnataka under sub-rule (1) of rule 5 of the Indian Police Service(Cadre) Rules, 1954. The appointment will take effect from the date of issue of this Notification.

Sr. No.	Name of the Officer	Date of Birth
1	Shri Basavantharao Patil	15-11-1923

A. JAYARAMAN,

Under Secretary to the Government of India.

By Order and in the name of the Governor of Karnataka,

H. P. DHARANENDRANATH,

Under Secretary to Government,

G.A. D. (Services-I.)

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Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

Notification No. FD 172 PID 74

Bangalore, dated the.....June 1976.

The Governor of Karnataka is pleased to order the publication of the Additional Emoluments (Compulsory Deposit) Amendment Bill, 1976, as introduced in the Lok Sabha, in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

G. S. KANEKAL,
Deputy Secretary to Government,
Finance Department.

No. F. 1 (5)-CD/76

GOVERNMENT OF INDIA

MINISTRY OF FINANCE

(Department of Economic Affairs)

CD—Special Cell

New Delhi, the 4th May 1976.

As Introduced in Loksabha on.—

Bill No. 53 of 1976

THE ADDITIONAL EMOLUMENTS (COMPULSORY DEPOSIT) AMENDMENT BILL, 1976

BILL

to amend the Additional Emoluments (Compulsory Deposit) Act, 1974.

BE it enacted by Parliament in the Twenty-seventh Year of the Republic of India as follows:—

1. **Short title**—This Act may be called the Additional Emoluments (Compulsory Deposit) Amendment Act, 1976.

2. Amendment of section 6.—In section 6 of the Additional Emoluments (Compulsory Deposit) Act, 1974, (37 of 1974) (hereinafter referred to as the principal Act), in clause (b) of sub-section (1), for the words "two years", the words "three years" shall be substituted.

3. Amendment of section 9.—In section 9 of the principal Act,—

(i) in sub-section (1),—

(A) for clause (b), the following clause shall be substituted namely :—

"(b) in the case of any amount credited to the Additional Dearness Allowance Deposit Account,—

(i) for any period ending on the 30th day of June, 1976, in cash, at any time after the expiry of two years from the appointed day ; and

(ii) for any period ending after the 30th day of June, 1976,—

(a) by crediting to the provident fund account of the employee, at any time after the expiry of a period of four years from the appointed day, if such employee is a subscriber to any provident fund ;

(b) in cash, at any time after the expiry of a period of four years from the appointed day, in the case of an employee who is not a subscriber to any provident fund ;".

(B) in the third proviso, for the words "either or both of the Deposit Accounts shall be repaid to him", the words "the Additional Wages Deposit Account shall be repaid to him in cash" shall be substituted ;

(ii) in sub-section (2),—

(a) for the words "any Deposit Account", the words "any Additional Wages Deposit Account" shall be substituted ;

(b) the words "or two years, as the case may be," shall be omitted ;

(iii) after sub-section (2), the following sub-sections shall be inserted namely :—

'(3) The aggregate amount credited to the Additional Dearness Allowance Deposit Account by or in relation to an employee for the period ending on the 30th day of June, 1976, shall, subject to the provisions of sub-section (5), be repaid, in cash, to the employee in five equal annual instalments commencing from the expiry of a period of two years from the appointed day, together with interest due on the whole

or, as the case may be, part of the amount of compulsory deposit which remains unpaid.

(4) The aggregate amount credited to the Addional Dearness Allowance Deposit Account by or in relation to an employee for the period commencing on the 1st day of July, 1976, and ending on the 5th day of July, 1977, together with interest due on the whole, or, as the case may be, part of the amount of compulsory deposit which remains unpaid, shall, subject to the provisions of sub-section (5), be repaid to the employee in five equal annual instalments commencing on the 6th day of July, 1978, and each such instalment shall be credited to the provident fund account of the employee :

Provided that the employer shall not be required to make any contribution under the Employees Provident Funds Act, 1952, (19 of 1952) or under any other law for the time being in force, in relation to the amounts so credited to the provident fund account of the employee :

Provided further that, in the case of the employees who do not subscribe to any provident fund, the aggregate amount so repayable shall be repaid in cash in five equal annual instalments commencing on the 6th day of July, 1978 ;

(5) On the superannuation, resignation or termination of employment of an employee, the whole of the amount standing to the credit of such employee in the Additional Dearness Allowance Deposit Account, shall be repaid,—

(a) in cash, in the case of any amount credited to the Additional Dearness Allowance Deposit Account for any period ending on the 30th day of June, 1976 ;

(b) in the case of any amount credited to the Additional Dearness Allowance Deposit Account for any period ending after the 30th day of June, 1976,—

(i) by crediting such amount to the provident fund account of such employee, if he is the subscriber of any such account, or

(ii). in cash, where such employee is not a subscriber to any provident fund.

Explanation.—For the purpose of this section, "provident fund" has the meaning assigned to it in section 2 (e) of the Provident Funds Act, 1925.', (19 of 1925.)

STATEMENT OF OBJECTS AND REASONS

The Additional Emoluments (Compulsory Deposit) Act, 1974, is one of the legislative measures which was enacted with a view to protecting the real incomes of industrial workers and salaried employees who were worst hit by the rise in prices. It provided, amongst others, for the impounding of one-half of the increases in dearness allowance. The objective of arresting the price spiral has been substantially achieved. But the need for controlling the expansion in money supply to consolidate the gains towards stability continues. The Bill, therefore, proposes that the period for deductions of additional dearness allowance, which is due to cease on the 6th day of July, 1976, should be continued for one year more.

While the additional dearness allowance deducted up to June 1976 will be repaid in the manner provided in the Act, the deductions made from July 1976 will be repaid in five equal annual instalments by crediting each such instalment to the provident fund account of the employee. Interest will be paid on the amounts so dedunted at the same rate, that is, 2½ per cent, above the maximum bank deposit rates, as for the amounts deducted up to June 1976, so long as such amounts remain in the Deposit Account. For the amounts credited to the provident fund, the employer will not be required to pay any matching contributions. In the case of an employee who does not subscribe to any provident fund, the amount deducted from July 1976 onwards will be repaid to him in cash in five equal annual instalments.

NEW DELHI;
The 15th April, 1976.

C. SUBRAMANIAM,

FINANCIAL MEMORANDUM

Clause 3 of the Bill provides for the repayment, in five equal annual instalments of the additional dearness allowance which is impounded under the provisions of the Act, as proposed to be amended by the Bill. According to the said clause, read with section 7 of the Additional Emoluments (Compulsory Deposit) Act, 1974, interest shall be payable on each instalment of dearness allowance, impounded after the 30th day of June, 1976, at a rate which shall be two and half per cent. over and above the maximum bank deposit rate.

The total deposits from impounding one-half of the additional dearness allowance during the period specified above cannot be estimated at this stage because dearness allowance is linked generally to the cost of living index and variations in the cost if living indices in future periods cannot be assessed now, more so, because of the declining price trend now evident. Since the volume of such deposits cannot now be quattified the actual interest liability cannot also be estimated. However for every Rs. 100 crores compulsorily deposited over a period of one year, the interest liability with reference to the current bank deposit rate will be about Rs. 44 crores. These interest payments, will be spread over five years from 1978-79 to 1982-83.

At present, the total cost of strengthening the adminstrative machinery of the Central Government and other agencies, like the Employees' Provident Fund Organisation, for effective enforcement of the provisions of the Act, is estimated at around Rs. 4 crores. Because of the amendment proposed in the Bill, the administrative machinery, earmarked for the above purpose, will have to be continued for a longer period. The cost involved in such continuance is likely to be around Rs. 2.5 crores recurring.

The Bill, if enacted, will not involve any other recurring or non-recurring expenditure.

ANNEXURE

EXTRACTS FROM THE ADDITIONAL EMOLUMENTS (COMPULSORY DEPOSIT) ACT, 1974

(37 of 1974)

* * * * *

6 Duty of employer or other person to make deductions of additional wages and additional dearness allwance from emoluments. (1) For the purposes of this Act, the deductions specified in sub-section (2) shall be made,—

* * * *

(b) in the case of additional dearness allowance, for a period of two years from the appointed day.

* * *

9. Repayment of deposits.—(1) Subject to the provisions of sub-section (2) every amount credited to the Deposit Accounts shall be repayable with interest due thereon,

* * * *

(b) in the case of an amount credited to the Additional Dearness Allowance Deposit Account at any time after the expiry of two years from the appointed day:

* * * * * *

Provided also that the whole of the amount standing to the credit of an employee (not being an employee in a seasonal establishment) in either or both of the Deposit Accounts shall be repaid to him on his superannuation or resignation from office or on the termination of his employment

(2) The aggregate amount credited to any Deposit Account by or in relation to an employee shall be repaid to the employee in five equal annual instalments commencing from the expiry of one year or two years, as the case may be, from the appointed day, together with interest due on the whole, or, as the case may be, part of the amount of compulsory deposit which remains unpaid.

* * * * *

GENERAL ADMINISTRATION SECRETARIAT

Notification No. GAD 59 SHC 76-I
Bangalore, dated 8th June 1976.

The following Notification of the Government of India, Ministry of Law Justice and Company Affairs (Department of Justice), New Delhi, No. 24/37 (IX)/76-Jus. dated the 27th May, 1976, appointing Sri Justice Deshmudre Mallappa Chandrashekhar, to be Judge of the High Court of Allahabad, is republished :

No. 24/37 (IX) /76-Jus.
GOVERNMENT OF INDIA

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS
(Department of Justice)

New Delhi, dated the 27th May 1976.

NOTIFICATION

In exercise of the powers conferred by clause (1) of Article 222 of the Constitution of India, the President, after consultation with the Chief Justice of India, is pleased to transfer Shri Justice Deshmudre Mallappa Chandrashekhar, Judge of the High Court of Karnataka, as Judge of the High Court of Allahabad with effect from the date he assumes charge of his office.

P. P. NAYYAR,
Joint Secretary to the Government of India.

NARENDRA SINGH,
Under Secretary to Government,
Department of Personnel and Administrative
9 *Reforms (Services-II).*

Notification No. GAD 59 SHC 76-II
Bangalore, dated 8th June 1976.

The following Notification of the Government of India, Ministry of Law, Justice and Company Affairs (Department of Justice), New Delhi, No. 24/37 (X) 76-Jus. dated 27th May 1976, appointing Sri Justice Mahadevayya Sadanandaswamy, to be Judge of the High Court of Gauhati, is republished:

No. 24/37 (X) /76 Jus.
GOVERNMENT OF INDIA

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS
(Department of Justice)

New Delhi, dated the 27th May 1976.

NOTIFICATION

In exercise of the powers conferred by clause (1) of Article 222 of the Constitution of India, the President, after consultation with

the Chief Justice of India, is pleased to transfer Shri Justice Mahadevayya Sadanandaswamy, Judge of High Court of Karnataka, as Judge of the High Court of Gauhati with effect from the date he assumes charge of his office.

Sd/- P. P. NAYYAR,
Joint Secretary to the Government of India.

NARENDRA SINGH,
Under Secretary to Government.
Department of Personnel and Administrative
10 *Reforms (Services—II).*

GENERAL ADMINISTRATION SECRETARIAT

Notification No. GAD 59 SHC 76-III

Bangalore dated 8th June 1976.

The following Notification of the Government of India, Ministry of Law, Justice and Company Affairs (Department of Justice), New Delhi, No. 24/37(xvi)/76-Jus. dated 27th May, 1976, appointing Sri Justice Dhruva Bihari Lal, to be Judge of the High Court of Karnataka, Bangalore, is republished:

No. 24/37 (xvi)/ 76-Jus.
GOVERNMENT OF INDIA
MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS
(Department of Justice)
New Delhi, 27th May, 1976.

NOTIFICATION

In exercise of the powers conferred by clause (1) of Article 222 of the Constitution of India, the President, after consultation with the Chief Justice of India, is pleased to transfer, Shri Justice Dhruva Bihari Lal, Judge of the High Court of Himachal Pradesh, as the Judge of the High Court of Karnataka with effect from the date he assumes charge of his office.

P.P. NAYYAR,
Joint Secretary to the Government of India.

NARENDRA SINGH,
Under Secretary to Government,
Department of Personnel and Administrative
11 *Reforms (Services-II).*

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PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

GENERAL ADMINISTRATION DEPARTMENT

Notification No. GAD 131 SAS 76.

Bangalore, dated 25th June 1976.

The Government of India, Cabinet Secretariat, Department of Personnel and Admve., Reforms Notification No. 13017/8/76-AIS(I), dated 27th May 1976 is republished hereunder :—

No. 13017/8/76-AIS(I)

GOVERNMENT OF INDIA

CABINET SECRETARIAT

(Department of Personnel and Admve., Reforms)

New Delhi-110001, the 27th May 1976.

Notification.

In exercise of the powers conferred by sub-rule (2) of rule 5 of the Indian Administrative Service (Cadre) Rules 1954, and with the concurrence of the Government of Karnataka and Ministry of Home Affairs, the Central Government hereby transfers, with immediate effect, Smt. Sindhushree Khullar (nee Rao) from the I.A.S., Cadre of Karnataka to that of Union Territories.

R. L. Aggarwal,
Under Secretary to the Govt., of India.

By Order and in the name of the Governor of Karnataka,

H. P. DHARANENDRANATH,
Under Secy. to the Govt.,
12 *Deptt. of Personnel and Admve., Reforms (Services-I),*

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

DEPT. OF PERSONNEL AND ADMINISTRATIVE REFORMS (SERVICES-I)

Notification No. GAD 59 SHC 76.

Bangalore, dated 26th June 1976.

The following Notification of the Government of India Ministry of Law, Justice and Company Affairs (Department of Justice), New Delhi, No. 24/37(IV)/76-JUS, dated 27th May 1976 appointing Sri Justice Debi Singh Tewatia as Judge of the Karnataka High Court, is republished :

No. 24/37(IV)/76-JUS

GOVERNMENT OF INDIA

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS

(Department of Justice)

New Delhi-110001, the 27th May 1976.

Notification.

In exercise of the powers conferred by Clause (1) of Article 222 of the Constitution of India, The President, after consultation with the Chief Justice of India, is pleased to transfer Shri Justice Debi Singh Tewatia, Judge of the Punjab and Haryana High Court, as Judge of the Karnataka High Court with effect from the date he assumes charge of his office.

P. P. Nayyar,
Joint Secretary to the Govt. of India.

By Order and in the name of the Governor of Karnataka,

H. P. DHARANENDRANATH,
Under Secy. to the Govt.,
13 *Dept. of Personnel and Administrative Reforms (Services-I).*

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

CHIEF SECRETARIAT

GENERAL ADMINISTRATION DEPARTMENT

NOTIFICATION

No. GAD 93 SPS 75 Bangalore, dated 15/16th July 1976.

The Govt. of India, Ministry of Home Affairs Notification No. 24/17/73-PERS-II, dated 5th July 1976 is republished hereunder for information.

No. 24/17/73-Pers-II

GOVERNMENT OF INDIA

Ministry of Home Affairs

New Delhi-110001, the 5th July, 1976.

NOTIFICATION

In exercise of the powers conferred by Rule 3-A of the Indian Police Service (Probation) Rules, 1954, the President is pleased to confirm in the Indian Police Service the following members of the Indian Police Service borne on the State Cadre of Karnataka with effect from the date shown against each :—

S/Shri

1	K. R. Srinivasan	...	16-7-1974
2	S. Mariswamy	...	14-11-1974
3	Rajan Hemchandra Gupte	...	8-7-1975
4	S. Bhaskara Rao	...	24-7-1975

GANESH,
Deputy Secretary to the Govt. of India.

By Order and in the name of the Governor of Karnataka,

NARENDRA SINGH,
Under Secretary to Government,
DPAR (Services-I)

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 15 ECR 1976
(Encl : One)

Bangalore, dated 6th July 1976

Ordered that the Urban Land (Ceiling and Regulation) Removal of Difficulties Order No. 1 published in Part II, Section 3 (i) of the *Gazette of India* dated 22nd May 1976, be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,

18 *Under Secy. to Govt., Dept. of Law. and Parly. Affairs.*

GOVERNMENT OF INDIA
MINISTRY OF WORKS AND HOUSING

New Delhi, the 29th April, 1976

G. S. R. 717.—In exercise of the powers conferred by section 47 of the Urban Land (Ceiling and Regulation) Act, 1976 (33 of 1976), the Central Government hereby makes the following Order, namely:—

1. (1) This Order may be called the Urban Land (Ceiling and Regulation) Removal of Difficulties Order No. 1.

(2) It applies to the States in which the Urban Land (Ceiling and Regulation) Act, 1976 (33 of 1976), is in force at the commencement of this Order.

(3) It shall come into force at once.

2. Where :—

(a) the whole of the peripheral area of on urban agglomeration in relation to any State or Union territory falls within the boundaries of any other State or Union territory ; or

(b) a part of the peripheral area of an urban agglomeration in relation to any State or Union territory falls within the boundaries of any other State or Union territory,

then,—

(i) in a case falling under sub-paragraph (a), such urban agglomeration shall not include the peripheral area ; and

(ii) in a case falling under sub-paragraph (b), such urban agglomeration shall include only so much of the peripheral area as is within the boundaries of State or Union territory to which that urban agglomeration relates.

3. The entire Thana urban agglomeration (including the peripheral area thereof) specified against "9. Maharashtra" in column (1) of Schedule I to the Urban Land Ceiling and Regulation) Act; 1976 (33 of 1976) shall continue to be category D notwithstanding that a portion of that urban agglomeration falls within the periheral area of the Greater Bombay urban agglomeration.

[No. F.1/36/76/UCU.]

S. Mahadeva Ayyar, Dy. Secy.

GOVERNMENT OF KARNATAKA

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW. 11 LCR. 76

Bangalore, dated the 6th July, 1976.

Ordered that the Prevention of Food Adulteration (Amendment) Rules, 1976 published in Part II, Section 3(i) of the Gazette of India dated 29th May 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO
Under Secretary to Government,
Dept. of Law and Parliamentary Affairs.

GOVERNMENT OF INDIA

Minister of Health and Family Planning

(Department of Health)

New Delhi the 21st May, 1976.

G. S. R. 755.—Whereas certain draft rules further to amend the Prevention of Food Adulteration Rules, 1955, were published as required by sub-section (1) of Section 23 of the Prevention of Food Adulteration Act, 1954 (37 of 1954), at page 889 of the Gazette of India, Part II, Section 3, sub-section (i), under the notification of the Government of India in the Ministry of Health and Family Planning (Department of Health) No. G. S. R. 254 (E), dated the 26th March, 1976, inviting objections/suggestions/from the persons likely to be affected thereby within a period of 30 days from the date on which the copies of the Official Gazette in which the said notification was published were made available to the public; and whereas the said Gazette was made available to the Public on the 26th March, 1976;

And whereas no objections or suggestions were received from the public on the said notification;

Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 23 of the said Act, the Central Government, after consultation with the Central Committee for Food Standards, hereby makes the following rules further to amend the Prevention of Food Adulteration Rules, 1955, namely;

1 (i) These rules may be called the Prevention of Food Adulteration (Third Amendment) Rules, 1976.

(ii) They shall come into force on the 2nd May, 1976.

2. In the Prevention of Food Adulteration Rules, 1955 in rule 29 for clause (gg), the following clause shall be substituted namely :-

"(gg) Alcoholic beverages (for the period upto and inclusive of the 21st May, 1977)."

[No. P. 15014/1/76-D&M8]

RAMESH BAHADUR, Under Secy.

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

NOTIFICATION.

No. LAW 12 LCR, 76. Bangalore, dated the 6th July 1976.

Ordered that the Prevention of Food Adultration (Third Amendment) Rules, 1976 (G. S. R. No. 755) published in Part II, Section 3 (i) of the *Gazette of India*, dated 29th May 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,

15 *Under. Secy. to Govt. Dept. of Law and Parly. Affairs*

GOVERNMENT OF INDIA

New Delhi the 21st May, 1976.

G.S.R 755.— Whereas certain draft rules further to amend the Prevention of Food Adulteration Rules, 1955, were published as required by sub-section (1) of section 23 of the Prevention of Food Adulteration Act, 1954 (37 of 1954), at page 889 of the *Gazette of India*, Part II, Section 3, sub-section (i), under the notification of the Government of India in the Ministry of Health and Family Planning (Department of Health) No. G.S.R. 254 (E), dated the 26th March 1976, invitiug objections/suggestions from the persons likely to be affected thereby within a period of 30 days from the date on which the copies of the Official Gazette in which the said notification was published were made avilable to the public; and whereas the said Gazette was made available to the Public on the 26th March, 1976 ;

And whereas no objections or suggestions were received from the public on the said notifiication ;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 23 of the said Act, the Central Government, after consultation with the Central Committee for Food standards, hereby makes the following rules further to amend the prevention of Food Adulteration Rules. 1955, namely ;

1. (i) These rules may be called the Prevention of Food Adulteration (Third Amendment) Rules, 1976.

(ii) They shall come into force on the 2nd May, 1976.

2. In the Prevention of Food Adulteration Rules, 1955 in rule 29 for clause (gg), the following clause shall be substituted, namely :—

"(gg) Alcoholic beverages (for the period upto and inclusive of the 21st May, 1977),"

[No. P. 15014/1/76-D&MS.

RAMESH BAHADUR, Under Secy.]

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 14 LCR 76, Bangalore, dated the 6th July 1976.

Ordered that the Urban Land (Ceiling and Regulation) Amendment Rules, 1976 published in Part II, Section 3 (i) of the Gazette of India, dated 15th May 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka.

B. NAGESHA RAO, *Under Secy. to Govt. Dept. of Law & Parly. Affairs.*

GOVERNMENT OF INDIA

MINISTRY OF WORKS AND HOUSING

New Delhi, the 7th May, 1976

G.S.R. 685.—In exercise of the powers conferred by sub-section(1) read with clauses (b) and (i) of sub-section (2), of Section 46 of the Urban Land (Ceiling and Regulation) Act, 1976 (33 of 1976), the Central Government hereby makes the following rules to amend the Urban Land (Ceiling and Regulation) Rules, 1976, namely :—

1. (1) These rules may be called the Urban Land (Ceiling and Regulation) Amendment Rules, 1976.

(2) They shall come into force on the date of their publication in the official Gazette.

2. In the Urban Land (Ceiling and Regulation) Rules, 1976,—

(1) in rule 3, in the opening paragraph, for the words "one hundred and twenty days", the words "one hundred and eighty days" shall be subtituted ;

(2) in rule 11, for the words "ninety days", wherever they occur the words "one hundred and eighty days" shall be substituted ;

[No. 1/61/76-UCU]

S. MAHADEVA AYYAR, Dy. Secy.

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PART IV

Section 1-C

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GOVERNMENT OF KARNATAKA

DEPARTMENT OF LAW AND PARLIAMENTARY AFFAIRS

Notification No. LAW. 16. LCR. 76.

Bangalore, dated 2nd August 1976.

Ordered that the Aircraft (Second Amendment) Rules, 1976 G. S. R. 973 of 1976 published in Part II, Section 3 (i) of the Gazette of India dated 3rd July 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,
Under Secretary to Government,
Dept. of Law and Parly. Affairs.

GOVERNMENT OF INDIA

Ministry of Tourism and Civil Aviation

New Delhi, the 15th June, 1976

G.S.R. 973.—In exercise of the powers conferred by section 8C of the Aircraft Act, 1934 (22 of 1934), the Central Government hereby makes the following rules further to amend the Aircraft Rules, 1937, namely :—

1. (1) These rules may be called the Aircraft (Second Amendment) Rules, 1976.

(2) They shall come into force on the date of their publication in the Official Gazette.

In the Aircraft Rules. 1937, after rule 81B, the following rule shall be inserted. namely :—

"31C. Safe custody and delivery of unclaimed property :—

(1) Subject to the provisions of the Customs Act, 1962 (52 of 1962), and the rules and regulations made thereunder, any person who finds any property lying unclaimed on the premises of a Govern-

ment aerodrome other than the aerodrome to which the International Airports Authority Act, 1971 (43 of 1971) applies or is made applicable, or in any aircraft on the premises of such aerodromes, shall immediately hand over such property to the Officer-in-charge of the aerodrome for safe custody.

(2) Any such property which is handed over to the Officer-in-charge of the aerodrome shall beentered in a register of unclaimed property maintained for the purpose and shall be kept by him in custody in a secure place in his office until claimed by the owner thereof or disposed of in accordance with sub-rule (4). The register shall contain the particulars of such property, name of the finder, date and time when handed over to the Aerodrome Officer, name of the owner, if known and the date and manner of its final disposal :

Provided that Indian currency exceeding Rs. 500 or foreign currency of any denomination or any article which is not of Indian origin shall be handed over to the Customs Officer having jurisdiction over the aerodrome concerned. Whereupon the Customs Officer shall take such action as he deems fit under the Customs Act, 1962 and the rules and regulations made thereunder :

Provided further the official documents including licences, passports and alien's identity books, wherever practicable, shall be returned forthwith to the appropriate Government Department, local authority or other body or person responsible for issuing them or for controlling or dealing with them.

(3) If any unclaimed property while it is kept in the safe custody of the Officer-in-charge, is claimed and the claimant proves to the satisfaction of such officer that it belongs to him, it shall be restored to the claimant under proper receipt.

(4) If any unclaimed property kept in the safe custody of the Officer-in-charge is not claimed within three months from the date on which it was delivered to the Officer-in-charge, he shall dispose it of by public auction or the best price that can reasonably be obtained and in the event of its failure to secure reasonable price, he shall forthwith report, the fact to the Regional Director who shall pass such order has the circumstances of the case may require :

Provided that where the name and address of the owner of the unclaimed property (other than the documents referred to in sub-rule (2) or readily ascertainable the Officer-in-charge shall forthwith inform such owner that the unclaimed property is in his custody and may be claimed in accordance with the rules.

(5) Notwithstanding anything contained in the foregoing sub-rules if any unclaimed property delivered to the Officer-in-charge is of perishable nature and if it is not claimed within 48 hours from the time it was found, he shall dispose it of immediately thereafter for the best price that can reasonably be obtained. If, however, in

the opinion of the Officer-in-charge; any such property cannot be retained in safe custody due to its nature or condition, he may destroy it forthwith or otherwise dispose it of in a reasonable manner.

(6) A person whose property has been disposed of under these rules shall, upon proper verification, be entitled to receive proceeds of the sale thereof, if any, after deduction of the reasonable expenses incurred by the Officer-in-charge in connection therewith.

(7) Where any unclaimed property is contained in a bag or other container, the Officer-in-charge may cause such baggage, bag or container to be opened and the contents examined or require the claimant to open it in his presence for examination for the purpose of either identifying and tracing the owner of the unclaimed, property or ascertaning the nature of the contents".

[F. No. Av. 11012/4/75-A/AR/AM/(2)/76]

S. EKAMBARAM, Dy Secy.

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GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

GOVERNMENT OF KARNATAKA

FOOD AND FOREST SECRETARIAT

Notification No. FFD 6 RPF 76.

Bangalore, dated the 10th August 1976.

Ordered that the accompanying order No. GSR 946, dated 22nd June 1976 of the Government of India Ministry of Agriculture and Irrigation (Department of Food) New Delhi, regarding amendment to the Inter-Zonal Wheat and Wheat Praducts (Movement Control) Order, 1973, Published in the *Gezetcea of India* Part II Section 3 Sub-section (i) dated 26th June 1976, be republished in the *Karnataka Gazette* for General Information.

By Order and in the name of the Governor of Karnataka,

M. D. GOVINDARAJ,
Under Secretary to Government,
22 *Food and Forest Department.*

GOVERNMENT OF INDIA

ORDER

New Delhi, the 22nd June 1976.

G.S.R. 946.—In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955) the Central Government hereby makes the following order further to amend the Inter-Zonal Wheat and Wheat Products Movement Control) Order, 1973, namely :—

1. (1) This Order may be called the Inter-Zonal Wheat and Wheat Products (Movement Control) Amendment Order, 1976.

(2) It shall come into force at once.

2 In the Inter-Zonal Wheat and Wheat Products (Movement Control) Order, 1973, in clause 3, in the opening paragraph, for the words "with the permission in writing of the Central Government or of an Officer authorised in that behalf by the Central Government" the following, shall be substituted, namely :—

"under, and in accordance with, a permit issued by—

(i) The Central Government or by an officer authorised by it in this behalf, or

(ii) the State Government or by an officer authorised in this behalf by that Government subject to the condition that the exports under such permits shall be regulated in accordance with such directions as may be issued by the Central Government in this behalf from time to time"

K. BALAKRISHNAN,
Deputy Secretary to the Government of India.
[No. 3 (Genl) (5)/76-D7R (I)-31]

Extract from the Inter-Zonal Wheat and Wheat Products (Movement Control) Order, 1973, prior to its amendment under G S.R. No. 946, dated 22nd June 1976 published on 26th June 1976.

3. Prohibition of Export of Wheat and Wheat Products.—No person shall export or attempt to export or abet the export of wheat or any wheat product except with the permission in writing of the Central Government or of an officer authorised in that behalf by the Central Government.

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PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

PUBLIC WORKS AND ELECTRICITY SECRETARIAT
Notification No. PWD 9 BRA 76.

Bangalore, dated 4th August 1976.

Ordered that the Decision of the Krishna Water Disputes Tribunal as modified by the explanations and guidance given in its further report, published in the Gazette of India, Extraordinary, part II–Section 3 sub-section (ii) dated May 31, 1976/Jyeistha 10, 1898, be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

S. K. MOHAN,
21 *Under Secy. to Govt., Public Works and Elecy. Deptt.*

GOVERNMENT OF INDIA

MINISTRY OF AGRICULTURE AND IRRIGATION

(Department of Irrigation)

NOTIFICATION

New Delhi, the 31st May 1976.

S. O. 384(E).—Whereas the Central Government had constituted by notification No. S. O. 1419, dated 10th April, 1969, issued under Section 4 of the Inter-State Water Disputes Act, 1956 (33 of 1956)

the Krishna Water Disputes Tribunal to adjudicate upon the water dispute regarding the inter-State river, Krishna, and the river valley thereof;

And whereas the said Tribunal investigated the matters referred to it and forwarded to the Central Government, under sub-section (2) of Section 5 of the said Act, a report setting out the facts as found by it and giving its decision on the matters referred to it;

And whereas upon consideration of the said decision, the Central Government and the Governments of Andhra Pradesh, Karnataka and Maharashtra made references to the said Tribunal under sub-section (3) of section 5 of the said Act and the Tribunal has, on such references, forwarded to the Central Government under that sub-section a further report giving such explanations and guidance as it deemed fit;

Now, therefore, in exercise of the powers conferred by section 6 of the said Act, the Central Government hereby publishes the decision of the said Tribunal as modified by the Tribunal with reference to the explanations and guidance given in its further report.

DECISION OF THE TRIBUNAL AS MODIFIED BY THE EXPLANATIONS AND GUIDANCE GIVEN IN ITS FURTHER REPORT

"The Tribunal hereby passes the following Order:—

Clause I

This Order shall come into operation on the date of the publication of the decision of this Tribunal in the Official Gazette under section 6 of the Inter-State Water Disputes Act, 1956.

Clause II

The Tribunal hereby declares that the States of Maharashtra, Karnataka and Andhra Pradesh will be free to make use of underground water within their respective State territories in the Krishna river basin.

This declaration shall not be taken to alter in any way the rights, if any, under the law for the time being in force of private individuals bodies or authorities.

Use of underground water by any State shall not be reckoned as use of the water of the river Krishna.

Clause III

The Tribunal hereby determines that, for the purpose of this case, the 75 per cent dependable flow of the river Krishna up to Vijayawada is 2060 T.M.C.

The Tribunal considers that the entire 2060 T.M.C. is available for distribution between the States of Maharashtra, Karnataka and Andhra Pradesh.

The Tribunal further considers that additional quantities of water as mentioned in sub-Clause A (ii), A (iii), A (iv), B (ii) B (iii), B (iv), C (ii), C (iii) and C (iv) of Clause V will be added to the 75 per cent dependable flow of the river Krishna up to Vijayawada on account of return flows and will be available for distribution between the States of Maharashtra, Karnataka and Andhra Pradesh.

Clause IV

The Tribunal hereby orders that the waters of the river Krishna be allocated to the three States of Maharashtra, Karnataka and Andhra Pradesh for their beneficial use to the extent provided in Clause V and subject to such conditions and restrictions as are mentioned hereinafter.

Clause V

(A) The State of Maharashtra shall not use in any water year more than the quantity of water of the river Krishna specified hereunder:—

(i) as from the water year commencing on the 1st June next after the date of the publication of the decision of the Tribunal in the Official Gazette upto the water year 1982-83.

560 T.M.C.

(ii) as from the water year 1983-84 up to the water year 1989-90

560 T.M.C. *plus*

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1975-76, 1976-77 and 1977-1978 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects.

(iii) as from the water year 1990-91 up to the water year 1997-98

560 T.M.C. *plus*

a quantity of water equivalent to ten per cent of the excess of the average of the annual utilisations for Irrigation in the Krishna river basin during water the years 1982-83, and 1983-84, and 1984-1985 from its own projects fusing 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects.

(iv) as from the water year 1998–99 onwards

560 T.M.C. plus

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1990–91, 1991–12 and 1992 93 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968–69 from such projects.

(B) The State of Karnataka shall not use in any water year more than the quantity of water of the river Krishna specified hereunder :—

(i) as from the water year commencing on the 1st June next after the date of the publication of the decision of the Tribunal in the Official Gazettte up to the water year 1982–83

700 T.M.C.

(ii) as from the water year 1983-84 up to the water year 1989-90

700 T.M.C. plus

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1975–76, 1976–77 and 1977–78 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968–69 from such projects.

(iii) as from the water year 1990–91 up to the water year 1997–98

700 T.M.C. plus

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1982–83, 1983 84 and 1984–85 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968–69 from such projects.

(iv) as from the water year 1998–99 onwards

700 T.M.C. plus

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1990–91, 1991–92 and 1992–93 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-96 from such projects.

(C) The State of Andhra Pradesh will be at liberty to use in any water year the remaining water that may be flowing in the river Krishna but thereby it shall not acquire any right whatsoever to

use in any water year nor be deemed to have been allocated in any water year water of the river Krishna in excess of the quantity specified hereunder :—

(i) as from the water year commencing on the 1st June next after the date of the publication of the decision of the Tribunal in the Official Gazette up to the water year 1982-83.

800 T.M.C.

(ii) as from the water year 1983-84 up to the water year 1989-90

800 T,M.C. plus

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1990-91, 1991-92 and 1992-93 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects

(iii) as from the water year 1990-91 up to the water year 1997-98

800 T.M.C. plus

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1982-83, 1983-84 and 1984-85 from its own projects using 3 T.M.C or more annually over the utilisations for such irrigation in the water 1968-69 from such projects.

(iv) as from the water year 1998-99 onwards

800 T.M.C. plus

a quantity of water eqvivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1990-91, 1991-92 and 1992-93 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects.

(D) For the limited purpose of this Clause, it is declared that—

(i) the utilisations for irrigation in the Krishna river basin in the water year 1968-69 from projects using 3 T.M.C. or more annually were as follows :—

From projects of the State of Maharashtra	61.45 T.M.C
From projects of the State of Karnataka	176 05 T.M.C
From projects of the State of Andhra Prrdesh	170.00 T.M.C

(ii) annual utilisations for irrigation in the Krishna river basin in each water year after this Order comes into operation from the

projects of any State using 3 T.M.C. or more annually shall be computed on the basis of the records prepared and maintained by that State under Clause XIII.

(iii) evaporation losses from reservoirs of projects using 3 T.M.C. or more annually shall be excluded in computing the 10 per cent figure of the average annual utilisations mentioned in sub-Clauses A(ii), A(iii), A(iv), B(ii), B(iii), B(iv), C(ii), C(iii), and C(iv) of this clause.

Clause VI

Beneficial use shall include any use made by any State of the waters of the river Krishna for domestic, municipal irrigation, industrial, production of power, navigation, pisciculture, wild life protection and recreation purposes.

Clause VII

(A) Except as provided hereunder a use shall be measured by the extent of depletion of the waters of the river Krishna in any manner whatsoever including losses of water by evaporation and other natural causes from man made reservoirs and other works without deducting in the case of use for irrigation the quantity of water that may return after such use to the river.

The water stored in any reservoir across any stream of the Krishna river system shall not of itself be reckoned as depletion of the water of the stream except to the extent of the losses of water from evaporation and other natural causes from such reservoir. The Water diverted from such reservoir by any State for its own use in any water year shall be reckoned as use by that State in that water year.

The uses mentioned in column No. 1 below shall be measured in the manner indicated in column No. 2.

Use	*Measurement*
Domestic and municipal water supply	By 20 per cent of the quantity of water diverted or lifted from the river or any of its tributaries or from any reservoir, storage or canal.
Industrial use	By 2.5 per cent of the quantity of water diverted or lifted from the river or any of its tributaries or from any reservoir, storage or canal.

(B) Diversion of the waters of the river Krishna by one State for the benefit of another State shall be treated as diversion the State for whose benefit the diversion is made.

Clause VIII

(A) If in any water year any State is not able to use any portion of the water allocated to it during that year on account of the non-development of its projects or damage to any of its projects or does not use it for any reason whatsoever, that St te will not be entitled to claim the unutilised water in any subsequent water year.

(B) Failure of any State to make use of any portion of the water allocated to it during any water year shall not constitute forfeiture or abandonment of its share of water in any subsequent water year nor shall it increase the share of any other State in any subsequent water year even if such State may have used such water.

Clause IX

As from the 1st June next after the date of the publication of the decision of the Tribunal in the Official Gazette.

(A) Out of the water allocated to it, the State of Maharashtra shall not use in any water year.—

(i) more than 7 T. M. C. from the Ghataprabha (K-3) sub-basin

(ii) more than the quantity of water specified hereunder from the main stream of the river Bhima.

(a) as from the water year commencing on the 1st June next after the publication of the decision of the Tribunal in the Official Gazette up to the water year 1989-90. 90 T. M. C.

(b) as from the water year 1990-91 95 T. M. C.

(B) Out of the water allocated to it the State of Karnataka shall not use in any water year.—

(i) more than the quantity of water specified hereunder from the Tungabhadra (K-8) sub-basin.

(a) as from the water year commencing on the 1st June next after the date of the publication of the decision of the Tribunal in the Official Gazette up to the water year 1982-83 295 T. M. C.

(b) as from the water year 1983-84 up to the water year 1989-90

295 T, M. C. plus

a quantity of water equivalent to 7½ per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1975-76 1976-77 and 1977-78 from its own projects using 3 T. M. C or more annually over the utilisations from such irrigation in the water year 1968-69 from such projects.

(c) as from the water year 1990-91 up to the water year 1997-98. 295 T. M. C plus

a quantity of water equivalent to 7½ per cent of excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1982-83, 1983-84 and 1984-85 from its own projects using 3 T.M.C. or more annually over the utilisatiens for such irrigation in the water year 1968-69 from such projects.

(d) as from the water year 1998-99 onwards

895 T.M.C. plus

a quantity of water equivalent to 7½ per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water year 1990-91, 1991-92 and 1992-93, from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects.

For the limited purpose of this sub-Clause, it is declared that—

the utilisation for irrigation in the Krishna river basin in the water year 1968-69 from projects of the State of Karnataka using 3 T.M.C. or more annually shall be taken to be 176.05 T.M.C.

annual utilisations for irrigation in the Krishna river basin in each water year after this Order comes into operation from the projects of the State of Karnataka using 3 T.M.C. or more annually shall be computed on the basis of the records prepared and maintained by that State under Clause XIII.

evaporation losses from reservoirs of projects using 3 T.M.C. or more annually shall be excluded in computing the 7½ per cent figure of the average annual utilisations mentioned above.

(ii) more than 42 T.M.C. from the Vedavathi (K-9) sub-basin and

(iii) more than 15 T.M.C. from the main Stream of the river Bhima.

(C) Out of the water allocated to it, the State Andhra Pradesh shall not use in any water year—

(i) more than 127.5 T.M.C. from the Tungabhadra (K-8) sub basin and more than 12.5 T.M.C. from the Vedavathi (K-9) sub-basin

(ii) more than 6 T.M.C. from the catchment of the river Kagna in the State of Andhra Pradesh.

(D) (i) The uses mentioned in sub-Clauses (A), (B) and (C) aforesaid include evaporation losses.

(ii) The use mentioned in sub-Clause (C) (1) does not include use of the water flowing from the Tungabhadra into the river Krishna

(E) (1) The following directions shall be observed for use of the water available for utilisation in the Tungabhadra Dam in a water year—

(a) The water available for utilisation in a water year in the Tungabhadra Dam shall be so utilised that the demands of water for the following Projects to the extent mentioned below may be met:—

(i) Tungabhadra Right Bank Low Level Canal ... 5.200 T.M.C.

Water available for Tungabhadra Right Bank Low Level Canal shall be shared by the States of Karnataka and Andhra Pradesh in the following proportion :

State of Karnataka	...	22.50
State of Andhra Pradesh	...	29.50

(ii) Tungabhadra Right Bank High Level Canal-Stages I and II 50.00 T.M.C.

Water available for Tungabhadra Right Bank High Level Canal shall be shared by the State of Karnataka and Andhra Pradesh in the following proportion:

State of Karnataka	...	17.50
State of Andhra Pradesh	...	32.50

(iii) Tungabhadra Left Bank Low Level and High Level Canals ... 102.00 T.M.C.

(iv) Raya and Basavanna Channels of the State of Karnataka ... 7.00 T.M.C.

(v) Assistance by way of regulated discharges to Vijayanagar Channels other than Raya and Basavanna Channels of the State of Karnataka 2.00 T.M.C.

(vi) Assistance by way of regulated discharge to the Rajolibunda Diversion Scheme for use by the States of Karnataka and Andhra Pradesh in the proportion mentioned in Clause XI(C) 7.00 T.M.C.

(vii) Assistance by way of regulated discharges to the Kurnool-Cuddapah Canal of the State of Andhra Pradesh ... 10.00 T.M.C.

230.00 T.M.C

The utilisations of the Projects mentioned in sub-Clauses (a) (i), (ii)and (iii) above includes the evaporation losses in the Tungabhadra Dam which will be shared in accordance with Clause XI(D).

(b) If, in any water year, water available for utilisation in the Tungabhadra Dam is less than the total quantity of water required for all the Projects as mentioned above the deficiency shall be shared by all the Projects proportionately. The proportions shall be worked out after excluding the evaporation losses.

(c) If, in any water year, water available for utilisation is more than the total quantity of water required for all the Projects as mentioned above, the requirements for all the Projects for the month of June in the succeeding water year as estimated by the Thungabhadra Board or any authority established in its place shall be kept in reserve and the State of Karnataka shall have the right to utilise the remaining water in excess of such reserve in the Tungabhadra Dam for its Projects mentioned in sub-Clauses (a) (i), (ii) and (iii) above drawing water from that dam even though thereby sation it may cross in any water year the limit on the utili- of water from Tungabhadra (K-8) sub-basin placed under Clause IX (B) of the Final Order but in no case such utilisation shall exceed 320 T. M. C.

(d) The balance water if any, shall be kept stored in the dam for use in the next year.

(2) The working tables for the utilisation of the water in the Tungabhadra Dam shall be prepared as hithertofore by the Tungabhadra Board or any other authority established in its place so as to enable the State of Karnataka and Andhra Pradesh to utilise the water available for utilisation in the Tungabhadra Dam as aforesaid.

(3) If, in any water year, either of the two States of Karnataka and Andhra Pradesh finds it expedient to divert the water available to it in the Tungabhadra Dam for any one of its Projects to any other of its Project or Projects mentioned above for use therein, it may give notice thereof to the Tungabhadra Board or any other authority established in its place and the said Board or authority may, if it is feasible to do so, prepare or modify the working table accordingly.

(4) The States of Karnataka and Andhra Pradesh may use the water available in the Tungabhadra Dam in accordance with the aforesaid provisions and nothing contained in Clause V shall be construed as overriding the provisions of Clause IX(E) in the matter of utilisation of the water available in the Tungabhadra Dam nor shall anything contained in Clause IX (E) be construed as enlarging the total allocation to the State of Karnataka or as enlarging the limit of acquisition of any right by the State of Andhra Pradesh in the waters of the river Krishna.

(5) The States of Karnataka and Andhra Pradesh may by agreement without reference to the State of Maharastra alter or modify any of the provisions for the utilisation of the water available in the Tungabhadra Dam mentioned above in any manner.

Clause X

(1) The State of Maharashtra shall not out of the water allocated to it divert or permit the diversion of more than 67.5 T. M. C. of water outside the Krishna river basin in any water year from the

river supplies in the Upper Krishna (K–1) sub-basin for the Koyna Hydel Project or any other project:

Provided that the State of Maharashtra will be at liberty to divert outside the Krishna river basin for the Koyana Hydel Project water to the extent of 97 T.M.C. annually during the period of 10 years commencing on the 1st June 1974 and water to the extent of 87 T.M.C. annually during the next period of 5 years commencing on the 1st June 1984 and water to the extent of 78 T.M.C. annually during the next succeeding period of 5 years commencing on the 1st June 1989.

(2) The State of Maharashtra shall not out of the water allocated to it divert or permit diversion outside the Krishna river basin from the river supplies in the Upper Bhima (K–5) sub-basin for the Projects collectively known as the Tata Hydel Works or any other project of more than 54.5 T.M.C annually in any one water year and more than 213 T.M.C in any period of five consecutive water years commencing on the 1st June 1974.

(3) Except to the extent mentioned above, the State of Maharashtra shall not divert or permit diversion of any water out of the Krishna river basin.

Clause XI

(A) This Order will supersede—

(i) the agreement of 1892 between Madras and Mysore so far as it related to the Krishna system;

(ii) the agreement of 1933 between Madras and Mysore so far as it related to the Krishna river system;

(iii) the agreement of June 1944 between Madras and Hyderabad;

(iv) the agreement of July, 1944 between Madras and Mysore so far as it related to the Krishna river system:

(v) the supplemental agreement of December, 1945 among Madras, Mysore and Hyderabad;

(vi) the supplemental agreement of 1946 among Madras, Mysore and Hyderabad.

Copies of the aforesaid agreements are appended to the Report of the Tribunal.

(B) The regulation set forth in Annexure 'A' to this Order regarding protection to the irrigation works in the respective territories of the States of Karnataka and Andhra Pradesh in the Vedavathi sub-basin be observed and carried out.

(C) The benefits of utilisations under the Rajolibunda Diversion Scheme be shared between the States of Karnataka and Andhra Pradesh as mentioned herein below :—

Karnataka	1.2 T.M.C.
Andhra Pradesh	15.9 T.M.C.

(D) The reservoir loss of Tungbhadra reservoir shall be shared equally by the works of the State of Karnataka on the left side and the works on the right side of the reservoir. The half share of the right side in the reservoir loss shall be shared by the States of Andhra Pradesh and Karnataka in the ratio of 5.5 to 3.5.

Clause XII

The regulations set forth in Annexure 'B' to this Order regarding ganging and gauging sites in the Krishna river system be observed and carried out

Clause XIII

(A) Each State shall prepare and maintain annually for each water year complete detailed and accurate records of—

(a) annual water diversions outside the Krishna river basin.

(b) annual uses for irrigation from the irrigation works using less than 1 T.M.C. annually.

(c) annual uses for irrigation from all other projects and works.

(d) annual uses for domestic and muncipal water supply.

(e) annual uses for industrial purposes.

(f) annual uses for irrigation within the Krishna river basin from projects using 3 T. M. C. or more annually.

(g) areas irrigated and duties adopted for irrigation from irrigation works using less than 1 T. M. C. annually.

(h) estimated annual evaporation losses from reservoirs and storages using 1 T. M. C. or more annually.

(i) formulae used and co-efficient adopted for measuring discharges at project sites.

Each State shall send annually to the other States a summary abstract of the said records.

The said records shall be open to inspection of the other State through their accredited representatives at all resonable times and at a responsible place or places.

(B) The records of gauging mentioned in Annexure 'B' to this Order shall be open to inspection of all the States through their accredited representatives at all reasonable times and at a reasonable place or places.

Clause XIV

(A) At any time after the 31st May, 2000, this Order may be reviewed or revised by a competent authority or Tribunal, but such review or revision shall not as far as possible disturb any utilisation that may have been undertaken by any State within the limits of the allocation made to it under the foregoing clauses.

(B). In the event of the augmentation of the water of the river Krishna by the diversion of the waters of any other river, no State shall be debarred from claiming before any authority or Tribunal even before 31st May, 2000 that it is entitled to a greater share in the waters of the river Krishna on account of such augmentation nor shall any State be debarred from disputing such claim.

Clause XV

Nothing in the Order of this Tribunal shall impair the right or power or authority of any State to regulate within its boundaries the use of water, or to enjoy the benefit of waters within that State in a manner not inconsistent with Order of this Tribunal.

Clause XVI

In this Order,

(a) Use of the water of the river Krishna by any person or entity of any nature whatsoever within the territories of a State shall be reckoned as use by that State.

(b) the expression "water year" shall mean the year commencing on 1st June and ending on 31st May.

(c) The expression "Krishna river" includes the main stream of the Krishna river, all its tributaries and all other streams contributing water directly or indirectly to the Krishna river.

(d) The expression "T. M. C." means thousand million pubic feet of water.

Clause XVII

Nothing contained herein shall prevent the alteration, amendment or modification of all or any of the foregoing clauses by agreement between the parties or by legislation by Parliament.

Clause XVIII

(a). The Governments of Maharashtra, Karnataka and Andhra Pradesh shall bear their own costs of appearing before the Tribunal. The expenses of the Tribunal shall be borne and paid by the Governments of Maharashtra, Karnataka and Andhra Pradesh in equal shares. These directions relate to the reference under section 5 (1) of the Inter-State Water Disputes Act, 1956.

(b) The Government of India and the Governments of Maharashtra, Karnataka and Andhra Pradesh shall bear their own costs of

appearing before the Tribunal in the references under section 5 (3) of the said Act. The expenses of the Tribunal in respect of the aforesaid references shall be borne and paid by the Governments of Maharashtra, Karnataka and Andhra Pradesh in equal shares.

(Sd.) R. S. BACHAWAT—*Chairman*
27th May 1976. (Sd.) D. M. BHANDARI—*Member*
(Sd.) D. M. SEN—*Member*

ANNEXURE A

Regulations regarding protection to irrigation works in the respective territories of the States of Karnataka and Andhra Pradesh in Vedavathy sub-basin

The State of Karnataka will not put up any new work on the streams mentioned in Schedule (1) within the limits shown in the said Schedule and marked in the map appended herewith, without the previous consent of Andhra Pradesh to protect the irrigation interests under the existing irrigation works in Andhra Pradesh and similarly the State of Andhra Pradesh will not put up any new work on the streams mentioned in Schedule (2) within the limits shown in the said Schedule and marked in the map appended herewith, without the previous consent of the State of Karnataka to protect the irrigation interests under the existing irrigation works in the State of Karnataka.

The State of Karnataka will not put up any new construction on Suvarnamukhi river so as to affect the supply of Agali tank in Andhra Pradesh for the irrigation of an ayacut of 884 acres, the supplies for which are drawn from the Agali Anicut in the State of Karnataka.

SCHEDULE—I

List of streams on which no new constructions should be undertaken by the State of Karnataka without the previous consent of Andhra Pradesh

Sl. No	Name of the Stream or Catchment	Location in the Map	Limits within which no new construction should be undertaken by Karnataka without the previous consent of Andhra Pradesh.
1	2	3	4
1	Hagari (Vedavathy)	A	From Vanivilas Sagar in Karnataka upto Bhaira-Varithippa Dam in Andhra Pradesh.
2	Doddori tank halla (Garanihalla)	B	4½ miles upstream of confluence with Hagari.

1	2	3	4
3	Talak tank halla (Garanihalla)	C	From the Salem-Bellary road bridge over this stream upto confluence with Hagari.
4	Chinnahagari	D	Upto 16 miles upstream from Karnataka—Andhra Pradesh boundary.
5	Amarapuram tank catchment	E	Catchment of Amarapuram tank in the State of Karnataka.
6	Virapasamudram tank catchment	F	Catchment of Virapasamudram tank in the State of Karnataka
7	Yeradkere tank catchment	G	Catchment of Yeradkere tank in the State of Karnataka.
8	Rangasamudram tank catchment	H	Catchment of Rangasamudram tank in the State of Karnataka
9	Nagalapuram tank catchment	I	Catchment of Nagalapuram tank in the State of Karnataka.

SCHEDULE—II

Lits of streams which no new constructions should be undertaken by the State of Andhra Pradesh, without the previous consent of Karnataka

Sl. No.	Name of the Stream	Location in the Map	Limits within which no new constuction should be undertaken by Andhra Pradesh without the consent of the State of Karnataka.
1	2	3	4
1	Madalur Doddakere nala	J	Entire catchment of the nala in Andhra Pradesh.
2	Madalur Gidaganahalli Kattenala	K	Entire catchment of the nala in Andhra Pradesh.
3	Doddabanagere Doddakere nala ...	L	Entire catchment of the nala in Andhra Pradesh.
4	Dharmapur tanknala	M	Entire catchment of the nala in Andhra Pradesh.
5	Parasurampur Doddakere nala ...	N	Entire catchment of the nala in Andhra Pardesh.
6	Kadehoda Achuvalikere nala ...	O	Entire catchment of the nala in Andhra Pardesh.

1	2	3	4
7	Parasurampura tank nala ...	P	Entire catchment of the nala in Andhra Pradesh.
8	Gowripura Palyadakere nala ...	Q	Entire catchment of the nala in Andhra Pradesh.
9	Jajur tank nala ...	R	Entire catchment of the nala in Andhra Pradesh.
10	Thippareddihally Kyatana kerenala ...	S	Entire catchment of the nala in Andhra Pradesh.
11	Obiapur tank nala ...	T	Entire catchment of the nala in Andhra Pradesh.
12	Hagari (Vedavathi) ...	U	Below Bhairavanithippa Dam up to Andhra Pradesh—Karnataka border.
13	Chinnahagari ...	V	From Karnataka—Andhra Pradesh border upto its confluence with Vedavathy (Hagari).

ANNEXURE B

Regulation regarding gangings and ganging sites in the Krishna River System.

The river Krishna and its tributaries should be gauged at the following sites:

I At all the demand weir sites—existing, under construction and future, project—utilising annually 1 T.M.C. or more:

At all such sitees the following measurements will be made and recorded three times a day—6 A M. in the morning 12 Noon and 6 P. M. in the evening:—

(a) Diversions into canals, penstocks, tunnels etc.

(b) Water let don throtgh the various sluices in the dam, weir or barrage.

(c) Overflow over waste weir or spillways.

(d) Estimated evaporation losses.

(e) Water lifted from the river or reservoirs for irrigation, water supply and for any other purposes. These measurements will be made by the States in which the dams and weirs are situated.

The cost of such measurements will be borne by the States concerned.

II. Gauging on Inter-State Streams :

Three time daily at 6 A. M., 12 Noon and 6 P.M.

A. Inter-State streams between Karnataka and Andhra Pradesh :

1	The Krishna River near	...	Deosugar (at present a CW and PC gauging site)
2	The Bhima River near	...	Yadgir (CW and PC gauging site).
3	The Tungabhadra River near	...	Madhawaram bridge site.
4	(a) The Vadavathi River near		Bhairavanithippa
	(b) The Vadavathi River near		Rampur (at present a CW and PC site)
5	The Kagna River near	...	Jiwargi
6	The Chikkahagari River near	...	Amkundi Bridge or Aqueduct site on High Level Canal.

The location these stations may be changed from time to time as the river channels and flow conditions of the rivers may require. The rivr gauging at Deosugar, Yadgir, and Rampur will be co tinted to be done by the CW & PC as at present, the States bearing the cost as being done now. The river gauging at Madhawaram, Bhairvani thippa, Jiwargi and Amkundi Bridge will be done jointly by the States of Karnataka and Andhra Pradesh or by the CW & PC if willing to do so, and the cost will be shared between all the three State equally.

B. Inter-State Streams between Maharashtra and Karnataka :

1	The Krishna river near	...	Shirti (at present a CW & PC gauging site)
2	The Bhima river near	...	Takali (do)
3	The Ghataprabha river near	...	Daddi
4	The Vedganga river near	...	Bastawad
5	The Dudhganga river near	...	Kagal at the bidge site on N..Highway
6	The Panchaganga river near	...	Terwad (at present a CW & PC gauging site)
7	The Agrani river near	...	Pendagaon
8	The Hiranyakeshi river near	...	Gotur weir
9	The Bornala river near	...	Konkangaon
10	The Borinala near	...	Diksanga site or Railway bridge near Rudewadi
11	The Doddahalla river near	...	Shivadhan
12	The Benithora river near	...	Diggi

The location of the said stations may be changed from to time as the river channels and water flow conditions of the rivers may require.

The river gauging at Shirti, Takali and Terwad will be continued to be done by the CW & PC as at present the States bearing the cost as being done now. The river gauging at Daddi, Bastawad, Kagal, Pendagaon, Cotur, Konkangaon, Diksanga or Rudewādi, Shiradhan, and Diggi will be done jointly by the States of Maharashtra and Karnataka or the CW & PC if willing to do so, and the cost of gauging at these sites will be shared between all the three States equally.

C. C.W. & P.C. gauging sites :

In addition to the CW & PC gauging sites mentioned in A & B above, the CW & PC will continue to do the river gauging as at present at the following sites the cost being borne by the three States as at present.

(*a*) *on the Krishna river at*

(1) Karad (in Maharashtra)
(2) Almatti (in Karnataka)
(3) Dhannur (in Karnataka)
(4) Yaparla (in Andhra Pradesh)
(5) Moravakonda (do)
(6) Srisailam (do)
(7) Damerapadu (do)
(8) Wadenpalli (do)
(9) Vijayawada (do)

(*b*) *On the Koyna river at*

(10) Koyna dam (Maharashtra)
(11) Warunji (do)

(*c*) *on the Warna river at*

(12) Samdoli (Maharashtra)

(*d*) *on the Dudhganga river at*

(13) Sadalgi (Maharashtra)

(e) *on the Ghataprabha river at*

(14) Dhupdal weir (in Karnataka)
(15) Bagalkot (–do–)

(f) *on the Malaprabha river at*

(16) Huvanur (in Karnataka)

(g) *on the Bhima river at*

(17) Dhond (in Maharashtra)
(18) Marsingpur (–do–)

(h) *on the Nira river at*

(19) Sarati (in Maharashtra)

(i) *on the Sina river at*

(20) Wadakbal (in Maharashtra)

(j) *on the Tungabhadra river at*

(21) Haralahalli (in Karnataka)
(22) Manura (-do-)
(23) Mantralayam (-do-)
(24) Bawapuram (in Andhra Pradesh)

(k) *on the Tunga river at*

(25) Shimoga (in Karnataka)

(l) *on the Bhadra river at*

(26) Lakkavali (in Karnataka)

(m) *on the Varada river at*

(27) Marol (in Karnataka)

(n) *on the Musi river at*

(28) Damercherla (in Andhra Pradesh)

(o) *on the Palleru river at*

(29) Palleru bridge (in Andhra Pradesh)

(p) *on the Munneru river at*

(30) Keesra (in Andhra Pradesh)

[No. F. 2/13/76-WD.]

C. C. PATEL, Addl. Secy

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BEFORE THE KRISHNA WATER DISPUTES TRIBUNAL

MAP ANNEXED TO THE AGREEMENT BETWEEN THE STATE OF MYSORE AND THE STATE OF ANDHRAPRADESH REGARDING PROTECTION TO IRRIGATION WORKS IN THEIR RESPECTIVE TERRITORIES IN VEDAVATHI SUB BASIN

SCALE: 0 2 4 MILES

N

S

BELLARY

HOLALKERE

HIRIYUR

CHITRADURGA

JAGALUR

HOSDURGA

MADAKASIRA

PENUKONDA

HINDUPUR

KANAKAMEDALA RESERVOIR

ANDHRA PRADESH

KARNATAKA

LEGEND

STATE BOUNDARY

RIVER & STREAMS

STREAMS ON WHICH NEW CONSTRUCTIONS SHOULD NOT BE UNDERTAKEN BY ANDHRA PRADESH WITHOUT THE CONSENT OF MYSORE

STREAMS ON WHICH NEW CONSTRUCTIONS SHOULD NOT BE UNDERTAKEN BY MYSORE WITHOUT THE CONSENT OF ANDHRA PRADESH

CATCHMENT IN WHICH NEW CONSTRUCTIONS SHOULD NOT BE UNDERTAKEN BY ANDHRA PRADESH WITHOUT THE CONSENT OF MYSORE

COUNSEL FOR THE STATE OF ANDHRA PRADESH

COUNSEL FOR THE STATE OF MYSORE

Reproduced from original drawing by the Secretary, Krishna & Godavari Water Disputes Tribunals

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PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

PUBLIC WORKS AND ELECTRICITY SECRETARIAT
Notification No. PWD 9 BRA 76.

Bangalore, dated 4th August 1976.

Ordered that the Decision of the Krishna Water Disputes Tribunal as modified by the explanations and guidance given in its further report, published in the Gazette of India, Extraordinary, part II-Section 3 sub-section (ii) dated May 31, 1976/Jyeistha 10, 1898, be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

S. K. MOHAN,
21 *Under Secy. to Govt., Public Works and Elecy. Deptt.*

GOVERNMENT OF INDIA

MINISTRY OF AGRICULTURE AND IRRIGATION

(Department of Irrigation)

NOTIFICATION

New Delhi, the 31st May 1976.

S. O. 384(E).—Whereas the Central Government had constituted by notification No. S. O. 1419, dated 10th April, 1969, issued under Section 4 of the Inter-State Water Disputes Act, 1956 (33 of 1956)

the Krishna Water Disputes Tribunal to adjudicate upon the water dispute regarding the inter-State river, Krishna, and the river valley thereof;

And whereas the said Tribunal investigated the matters referred to it and forwarded to the Central Government, under sub-section (2) of Section 5 of the said Act, a report setting out the facts as found by it and giving its decision on the matters referred to it;

And whereas upon consideration of the said decision, the Central Government and the Governments of Andhra Pradesh, Karnataka and Maharashtra made references to the said Tribunal under sub-section (3) of section 5 of the said Act and the Tribunal has, on such references, forwarded to the Central Government under that sub-section a further report giving such explanations and guidance as it deemed fit;

Now, therefore, in exercise of the powers conferred by section 6 of the said Act, the Central Government hereby publishes the decision of the said Tribunal as modified by the Tribunal with reference to the explanations and guidance given in its further report.

DECISION OF THE TRIBUNAL AS MODIFIED BY THE EXPLANATIONS AND GUIDANCE GIVEN IN ITS FURTHER REPORT

"The Tribunal hereby passes the following Order :—

Clause I

This Order shall come into operation on the date of the publication of the decision of this Tribunal in the Official Gazette under section 6 of the Inter-State Water Disputes Act, 1956.

Clause II

The Tribunal hereby declares that the States of Maharashtra, Karnataka and Andhra Pradesh will be free to make use of underground water within their respective State territories in the Krishna river basin.

This declaration shall not be taken to alter in any way the rights, if any, under the law for the time being in force of private individuals bodies or authorities.

Use of underground water by any State shall not be reckoned as use of the water of the river Krishna.

Clause III

The Tribunal hereby determines that, for the purpose of this case, the 75 per cent dependable flow of the river Krishna up to Vijayawada is 2060 T.M.C.

The Tribunal considers that the entire 2060 T.M.C. is available for distribution between the States of Maharashtra, Karnataka and Andhra Pradesh.

The Tribunal further considers that additional quantities of water as mentioned in sub-Clauses A (ii), A (iii), A (iv), B (ii) B (iii), B (iv), C (ii), C (iii) and C (iv) of Clause V will be added to the 75 per cent dependable flow of the river Krishna up to Vijayawada on account of return flows and will be available for distribution between the States of Maharashtra, Karnataka and Andhra Pradesh.

Clause IV

The Tribunal hereby orders that the waters of the river Krishna be allocated to the three States of Maharashtra, Karnataka and Andhra Pradesh for their beneficial use to the extent provided in Clause V and subject to such conditions and restrictions as are mentioned hereinafter.

Clause V

(A) The State of Maharashtra shall not use in any water year more than the quantity of water of the river Krishna specified hereunder:—

(i) as from the water year commencing on the 1st June next after the date of the publication of the decision of the Tribunal in the Official Gazette upto the water year 1982–83.

560 T.M.C.

(ii) as from the water year 1983–84 up to the water year 1989–90

560 T.M.C. *plus*

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1975–76, 1976–77 and 1977–1978 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects.

(iii) as from the water year 1990–91 up to the water year 1997–98

560 T.M.C. *plus*

a quantity of water equivalent to ten per cent of the excess of the average of the annual utilisations for Irrigation in the Krishna river basin during water the years 1982–83, and 1983–84. and 1984–1985 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects.

(iv) as from the water year 1998-99 onwards

560 T M.C. plus

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1990-91, 1991-12 and 1992 93 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects.

(B) The State of Karnataka shall not use in any water year more than the quantity of water of the river Krishna specified hereunder:—

(i) as from the water year commencing on the 1st June next after the date of the publication of the decision of the Tribunal in the Official Gazettte up to the water year 1982-83

700 T.M.C.

(ii) as from the water year 1983-84 up to the water year 1989-90

700 T.M.C. plus

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin duri g the water years 1975-76, 1976-77 and 1977-78 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects.

(iii) as from the water year 1990-91 up to the water year 1997-98

700 T.M.C. plus

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1982-83, 1983 84 and 1984-85 from its own projects using 3 T.M C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects.

(iv) as from the water year 1998-99 onwards

700 T.M.C. plus

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1990-91, 1991-92 and 1992-93 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-96 from such projects.

(C) The State of Andhra Pradesh will be at liberty to use in any water year the remaining water that may be flowing in the river Krishna but thereby it shall not acquire any right whatsoever to

use in any water year nor be deemed to have been allocated in any water year water of the river Krishna in excess of the quantity specified hereunder :—

(i) as from the water year commencing on the 1st June next after the date of the publication of the decision of the Tribunal in the Official Gazette up to the water year 1982-83.

800 T.M.C.

(ii) as from the water year 1983-84 up to the water year 1989-90

800 T.M.C. plus

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1990-91, 1991-92 and 1992-93 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects

(iii) as from the water year 1990-91 up to the water year 1997-98

800 T.M.C. plus

a quantity of water equivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1982-83, 1983-84 and 1984-85 from its own projects using 3 T.M.C or more annually over the utilisations for such irrigation in the water 1968-69 from such projects.

(iv) as from the water year 1998-99 onwards

800 T.M.C. plus

a quantity of water eqvivalent to 10 per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1990-91, 1991-92 and 1992-93 from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects.

(D) For the limited purpose of this Clause, it is declared that—

(i) the utilisations for irrigation in the Krishna river basin in the water year 1968-69 from projects using 3 T.M.C. or more annually were as follows :—

From projects of the State of Maharashtra	61.45 T.M.C
From projects of the State of Karnataka	176 05 T.M.C
From projects of the State of Andhra Prrdesh	170.00 T.M.C

(ii) annual utilisations for irrigation in the Krishna river basin in each water year after this Order comes into operation from the

projects of any State using 3 T.M.C. or more annually shall be computed on the basis of the records prepared and maintained by that State under Clause XIII.

(iii) evaporation losses from reservoirs of projects using 3 T.M.C. or more annually shall be excluded in computing the 10 per cent figure of the average annual utilisations mentioned in sub-Clauses A(ii), A(iii), A(iv), B(ii), B(iii), B(iv), C(ii), C(iii), and C(iv) of this clause.

Clause VI

Beneficial use shall include any use made by any State of the waters of the river Krishna for domestic, municipal irrigation, industrial, production of power, navigation, pisciculture, wild life protection and recreation purposes.

Clause VII

(A) Except as provided hereunder a use shall be measured by the extent of depletion of the waters of the river Krishna in any manner whatsoever including losses of water by evaporation and other natural causes from man made reservoirs and other works without deducting in the case of use for irrigation the quantity of water that may return after such use to the river.

The water stored in any reservoir across any stream of the Krishna river system shall not of itself be reckoned as depletion of the water of the stream except to the extent of the losses of water from evaporation and other natural causes from such reservoir. The Water diverted from such reservoir by any State for its own use in any water year shall be reckoned as use by that State in that water year.

The uses mentioned in column No. 1 below shall be measured in the manner indicated in column No. 2.

Use	*Measurement*
Domestic and municipal water supply	By 20 per cent of the quantity of water diverted or lifted from the river or any of its tributaries or from any reservoir, storage or canal.
Industrial use	By 2.5 per cent of the quantity of water diverted or lifted from the river or any of its tributaries or from any reservoir, storage or canal.

(B) Diversion of the waters of the river Krishna by one State for the benefit of another State shall be treated as diversion the State for whose benefit the diversion is made.

Clause VIII

(A) If in any water year any State is not able to use any portion of the water allocated to it during that year on account of the non-development of its projects or damage to any of its projects or does not use it for any reason whatsoever, that St te will not be entitled to claim the unutilised water in any subsequent water year.

(B) Failure of any State to make use of any portion of the water allocated to it during any water year shall not constitute forfeiture or abandonment of its share of water in any subsequent water year nor shall it increase the share of any other State in any subsequent water year even if such State may have used such water.

Clause IX

As from the 1st June next after the date of the publication of the decision of the Tribunal in the Official Gazette.

(A) Out of the water allocated to it, the State of Maharashtra shall not use in any water year.—

(i) more than 7 T. M. C. from the Ghataprabha (K-3) sub-basin

(ii) more than the quantity of water specified hereunder from the main stream of the river Bhima.

(a) as from the water year commencing on the 1st June next after the publication of the decision of the Tribunal in the Official Gazette up to the water year 1989-90. 90 T. M. C.

(b) as from the water year 1990-91 95 T. M. C.

(B) Out of the water allocated to it the State of Karnataka shall not use in any water year.—

(i) more than the quantity of water specified hereunder from the Tungabhadra (K-8) sub-basin

(a) as from the water year commencing on the 1st June next after the date of the publication of the decision of the Tribunal in the Official Gazette up to the water year 1982-83 295 T. M. C.

(b) as from the water year 1983-84 up to the water year 1989-90

295 T. M. C. plus

a quantity of water equivalent to 7½ per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1975-76 1976-77 and 1977-78 from its own projects using 3 T. M. C or more annually over the utilisations from such irrigation in the water year 1968-69 from such projects.

(c) as from the water year 1990-91 up to the water year 1997-98. 295 T. M. C plus

a quantity of water equivalent to 7½ per cent of excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water years 1982-83, 1983-84 and 1984-85 from its own projects using 3 T.M.C. or more annually over the utilisatiens for such irrigation in the water year 1968-69 from such projects.

(d) as from the water year 1998-99 onwards

295 T.M.C. plus

a quantity of water equivalent to 7½ per cent of the excess of the average of the annual utilisations for irrigation in the Krishna river basin during the water year 1990-91, 1991-92 and 1992-93, from its own projects using 3 T.M.C. or more annually over the utilisations for such irrigation in the water year 1968-69 from such projects.

For the limited purpose of this sub-Clause, it is declared that—

the utilisation for irrigation in the Krishna river basin in the water year 1968-69 from projects of the State of Karnataka using 3 T.M.C. or more annually shall be taken to be 176.05 T.M.C.

annual utilisations for irrigation in the Krishna river basin in each water year after this Order comes into operation from the projects of the State of Karnataka using 3 T.M.C. or more annually shall be computed on the basis of the records prepared and maintained by that State under Clause XIII.

evaporation losses from reservoirs of projects using 3 T.M.C. or more annually shall be excluded in computing the 7½ per cent figure of the average annual utilisations mentioned above.

(ii) more than 42 T.M.C. from the Vedavathi (K-9) sub-basin and

(iii) more than 15 T.M.C. from the main Stream of the river Bhima.

(C) Out of the water allocated to it, the State Andhra Pradesh shall not use in any water year—

(i) more than 127.5 T.M.C. from the Tungabhadra (K-8) sub-basin and more than 12.5 T.M.C. from the Vedavathi (K-9) sub-basin

(ii) more than 6 T.M.C. from the catchment of the river Kagna in the State of Andhra Pradesh.

(D) (i) The uses mentioned in sub-Clauses (A), (B) and (C) aforesaid include evaporation losses.

(ii) The use mentioned in sub-Clause (C) (1) does not include use of the water flowing from the Tungabhadra into the river Krishna

(E) (1) The following directions shall be observed for use of the water available for utilisation in the Tungabhadra Dam in a water year—

(a) The water available for utilisation in a water year in the Tungabhadra Dam shall be so utilised that the demands of water for the following Projects to the extent mentioned below may be met:—

(i) Tungabhadra Right Bank Low Level Canal ... 5.200 T.M.C.

Water available for Tungabhadra Right Bank Low Level Canal shall be shared by the States of Karnataka and Andhra Pradesh in the following proportion :

State of Karnataka	...	22.50
State of Andhra Pradesh	...	29.50

(ii) Tungabhadra Right Bank High Level Canal-Stages I and II 50.00 T.M.C.

Water available for Tungabhadra Right Bank High Level Canal shall be shared by the State of Karnataka and Andhra Pradesh in the following proportion:

State of Karnataka	...	17.50
State of Andhra Pradesh	...	32.50

(iii) Tungabhadra Left Bank Low Level and High Level Canals	...	102.00 T.M.C.
(iv) Raya and Basavanna Channels of the State of Karnataka	...	7.00 T.M.C.
(v) Assistance by way of regulated discharges to Vijayanagar Channels other than Raya and Basavanna Channels of the State of Karnataka		2.00 T.M.C.
(vi) Assistance by way of regulated discharge to the Rajolibunda Diversion Scheme for use by the States of Karnataka and Andhra Pradesh in the proportion mentioned in Clause XI(C)		7.00 T.M.C.
(vii) Assistance by way of regulated discharges to the Kurnool-Cuddapah Canal of the State of Andhra Pradesh	...	10.00 T.M.C.
		230.00 T.M.C

The utilisations of the Projects mentioned in sub-Clauses (a) (i), (ii)and (iii) above includes the evaporation losses in the Tungabhadra Dam which will be shared in accordance with Clause XI(D).

(b) If, in any water year, water available for utilisation in the Tungabhadra Dam is less than the total quantity of water required for all the Projects as mentioned above the deficiency shall be shared by all the Projects proportionately. The proportions shall be worked out after excluding the evaporation losses.

(c) If, in any water year, water available for utilisation is more than the total quantity of water required for all the Projects as mentioned above, the requirements for all the Projects for the month of June in the succeeding water year as estimated by the Thungabhadra Board or any authority established in its place shall be kept in reserve and the State of Karnataka shall have the right to utilise the remaining water in excess of such reserve in the Tungabhadra Dam for its Projects mentioned in sub-Clauses (a) (i), (ii) and (iii) above drawing water from that dam even though thereby sation it may cross in any water year the limit on the utili- of water from Tungabhadra (K–8) sub-basin placed under Clause IX (B) of the Final Order but in no case such utilisation shall exceed 320 T. M. C.

(d) The balance water if any, shall be kept stored in the dam for use in the next year.

(2) The working tables for the utilisation of the water in the Tungabhadra Dam shall be prepared as hithertofore by the Tungabhadra Board or any other authority established in its place so as to enable the State of Karnataka and Andhra Pradesh to utilise the water available for utilisation in the Tungabhadra Dam as aforesaid.

(3) If, in any water year, either of the two States of Karnataka and Andhra Pradesh finds it expedient to divert the water available to it in the Tungabhadra Dam for any one of its Projects to any other of its Project or Projects mentioned above for use therein, it may give notice thereof to the Tungabhadra Board or any other authority established in its place and the said Board or authority may, if it is feasible to do so, prepare or modify the working table accordingly.

(4) The States of Karnataka and Andhra Pradesh may use the water available in the Tungabhadra Dam in accordance with the aforesaid provisions and nothing contained in Clause V shall be construed as overriding the provisions of Clause IX(E) in the matter of utilisation of the water available in the Tungabhadra Dam nor shall anything contained in Clause IX (E) be construed as enlarging the total allocation to the State of Karnataka or as enlarging the limit of acquisition of any right by the State of Andhra Pradesh in the waters of the river Krishna.

(5) The States of Karnataka and Andhra Pradesh may by agreement without reference to the State of Maharastra alter or modify any of the provisions for the utilisation of the water available in the Tungabhadra Dam mentioned above in any manner.

Clause X

(1) The State of Maharashtra shall not out of the water allocated to it divert or permit the diversion of more than 67.5 T. M. C. of water outside the Krishna river basin in any water year from the

river supplies in the Upper Krishna (K-1) sub-basin for the Koyna Hydel Project or any other project:

Provided that the State of Maharashtra will be at liberty to divert outside the Krishna river basin for the Koyana Hydel Project water to the extent of 97 T.M.C. annually during the period of 10 years commencing on the 1st June 1974 and water to the extent of 87 T.M.C. annually during the next period of 5 years commencing on the 1st June 1984 and water to the extent of 78 T.M.C. annually during the next succeeding period of 5 years commencing on the 1st June 1989.

(2) The State of Maharashtra shall not out of the water allocated to it divert or permit diversion outside the Krishna river basin from the river supplies in the Upper Bhima (K-5) sub-basin for the Projects collectively known as the Tata Hydel Works or any other project of more than 54.5 T.M.C annually in any one water year and more than 213 T.M.C in any period of five consecutive water years commencing on the 1st June 1974.

(3) Except to the extent mentioned above, the State of Maharashtra shall not divert or permit diversion of any water out of the Krishna river basin.

Clause XI

(A) This Order will supersede—

(i) the agreement of 1892 between Madras and Mysore so far as it related to the Krishna system;

(ii) the agreement of 1933 between Madras and Mysore so far as it related to the Krishna river system;

(iii) the agreement of June 1944 between Madras and Hyderabad;

(iv) the agreement of July, 1944 between Madras and Mysore so far as it related to the Krishna river system:

(v) the supplemental agreement of December, 1945 among Madras, Mysore and Hyderabad;

(vi) the supplemental agreement of 1946 among Madras, Mysore and Hyderabad.

Copies of the aforesaid agreements are appended to the Report of the Tribunal.

(B) The regulation set forth in Annexure 'A' to this Order regarding protection to the irrigation works in the respective territories of the States of Karnataka and Andhra Pradesh in the Vedavathi sub-basin be observed and carried out.

(C) The benefits of utilisations under the Rajolibunda Diversion Scheme be shared between the States of Karnataka and Andhra Pradesh as mentioned herein below :—

Karnataka	1.2 T.M.C.
Andhra Pradesh	15.9 T.M.C.

(D) The reservoir loss of Tungbhadra reservoir shall be shared equally by the works of the State of Karnataka on the left side and the works on the right side of the reservoir. The half share of the right side in the reservoir loss shall be shared by the States of Andhra Pradesh and Karnataka in the ratio of 5.5 to 3.5.

Clause XII

The regulations set forth in Annexure 'B' to this Order regarding ganging and gauging sites in the Krishna river system be observed and carried out

Clause XIII

(A) Each State shall prepare and maintain annually for each water year complete detailed and accurate records of—

(a) annual water diversions outside the Krishna river basin.

(b) annual uses for irrigation from the irrigation works using less than 1 T.M.C. annually.

(c) annual uses for irrigation from all other projects and works.

(d) annual uses for domestic and muncipal water supply.

(e) annual uses for industrial purposes.

(f) annual uses for irrigation within the Krishna river basin from projects using 3 T. M. C. or more annually.

(g) areas irrigated and duties adopted for irrigation from irrigation works using less than 1 T. M. C. annually.

(h) estimated annual evaporation losses from reservoirs and storages using 1 T. M. C. or more annually.

(i) formulae used and co-efficient adopted for measuring discharges at project sites.

Each State shall send annually to the other States a summary abstract of the said records.

The said records shall be open to inspection of the other State through their accredited representatives at all resonable times and at a responsible place or places.

(B) The records of gauging mentioned in Annexure 'B' to this Order shall be open to inspection of all the States through their accredited representatives at all reasonable times and at a reasonable place or places.

Clause XIV

(A) At any time after the 31st May, 2000, this Order may be reviewed or revised by a competent authority or Tribunal, but such review or revision shall not as far as possible disturb any utilisation that may have been undertaken by any State within the limits of the allocation made to it under the foregoing clauses.

(B). In the event of the augmentation of the water of the river Krishna by the diversion of the waters of any other river, no State shall be debarred from claiming before any authority or Tribunal even before 31st May, 2000 that it is entitled to a greater share in the waters of the river Krishna on account of such augmentation nor shall any State be debarred from disputing such claim.

Clause XV

Nothing in the Order of this Tribunal shall impair the right or power or authority of any State to regulate within its boundaries the use of water, or to enjoy the benefit of waters within that State in a manner not inconsistent with Order of this Tribunal.

Clause XVI

In this Order,

(a) Use of the water of the river Krishna by any person or entity of any nature whatsoever within the territories of a State shall be reckoned as use by that State.

(b) the expression "water year" shall mean the year commencing on 1st June and ending on 31st May.

(c) The expression "Krishna river" includes the main stream of the Krishna river, all its tributaries and all other streams contributing water directly or indirectly to the Krishna river.

(d) The expression "T. M. C." means thousand million pubic feet of water.

Clause XVII

Nothing contained herein shall prevent the alteration, amendment or modification of all or any of the foregoing clauses by agreement between the parties or by legislation by Parliament.

Clause XVIII

(a). The Governments of Maharashtra, Karnataka and Andhra Pradesh shall bear their own costs of appearing before the Tribunal. The expenses of the Tribunal shall be borne and paid by the Governments of Maharashtra, Karnataka and Andhra Pradesh in equal shares. These directions relate to the reference under section 5 (1) of the Inter-State Water Disputes Act, 1956.

(b) The Government of India and the Governments of Maharashtra, Karnataka and Andhra Pradesh shall bear their own costs of

appearing before the Tribunal in the references under section 5 (3) of the said Act. The expenses of the Tribunal in respect of the aforesaid references shall be borne and paid by the Governments of Maharashtra, Karnataka and Andhra Pradesh in equal shares.

(Sd.) R. S. BACHAWAT—*Chairman*
27th May 1976. (Sd.) D. M. BHANDARI—*Member*
(Sd.) D. M. SEN—*Member*

ANNEXURE A

Regulations regarding protection to irrigation works in the respective territories of the States of Karnataka and Andhra Pradesh in Vedavathy sub-basin

The State of Karnataka will not put up any new work on the streams mentioned in Schedule (1) within the limits shown in the said Schedule and marked in the map appended herewith, without the previous consent of Andhra Pradesh to protect the irrigation interests under the existing irrigation works in Andhra Pradesh and similarly the State of Andhra Pradesh will not put up any new work on the streams mentioned in Schedule (2) within the limits shown in the said Schedule and marked in the map appended herewith, without the previous consent of the State of Karnataka to protect the irrigation interests under the existing irrigation works in the State of Karnataka.

The State of Karnataka will not put up any new construction on Suvarnamukhi river so as to affect the supply of Agali tank in Andhra Pradesh for the irrigation of an ayacut of 884 acres, the supplies for which are drawn from the Agali Anicut in the State of Karnataka.

SCHEDULE—I

List of streams on which no new constructions should be undertaken by the State of Karnataka without the previous consent of Andhra Pradesh

Sl. No	Name of the Stream or Catchment	Location in the Map	Limits within which no new construction should be undertaken by Karnataka without the previous consent of Andhra Pradesh.
1	2	3	4
1	Hagari (Vedavathy)	A	From Vanivilas Sagar in Karnataka upto Bhaira-Varithippa Dam in Andhra Pradesh.
2	Doddori tank halla (Garanihalla)	B	4½ miles upstream of confluence with Hagari.

1	2	3	4
3	Talak tank halla (Garanihalla)	C	From the Salem–Bellary road bridge over this stream upto confluence with Hagari.
4	Chinnahagari	D	Upto 16 miles upstream from Karnataka—Andhra Pradesh boundary.
5	Amarapuram tank catchment	E	Catchment of Amarapuram tank in the State of Karnataka.
6	Virapasamudram tank catchment	F	Catchment of Virapasamudram tank in the State of Karnataka
7	Yeradkere tank catchment	G	Catchment of Yeradkere tank in the State of Karnataka.
8	Rangasamudram tank catchment	H	Catchment of Rangasamudram tank in the State of Karnataka
9	Nagalapuram tank catchment	I	Catchment of Nagalapuram tank in the State of Karnataka.

SCHEDULE—II

Lits of streams which no new constructions should be undertaken by the State of Andhra Pradesh, without the previous consent of Karnataka

Sl. No.	Name of the Stream	Location in the Map	Limits within which no new constuction should be undertaken by Andhra Pradesh without the consent of the State of Karnataka.
1	2	3	4
1	Madalur Doddakere nala	J	Entire catchment of the nala in Andhra Pradesh.
2	Madalur Gidaganahalli Kattenala	K	Entire catchment of the nala in Andhra Pradesh.
3	Doddabanagere Doddakere nala ...	L	Entire catchment of the nala in Andhra Pradesh.
4	Dharmapur tanknala ...	M	Entire catchment of the nala in Andhra Pradesh.
5	Parasurampur Doddakere nala ...	N	Entire catchment of the nala in Andhra Pardesh.
6	Kadehoda Achuvalikere nala ...	O	Entire catchment of the nala in Andhra Pardesh.

1	2	3	4
7	Parasurampura tank nala ...	P	Entire catchment of the nala in Andhra Pradesh.
8	Gowripura Palyadakere nala ...	Q	Entire catchment of the nala in Andhra Pradesh.
9	Jajur tank nala ...	R	Entire catchment of the nala in Andhra Pradesh.
10	Thipparedddhally Kyatana kerenala ...	S	Entire catchment of the nala in Andhra Pradesh.
11	Obiapur tank nala ...	T	Entire catchment of the nala in Andhra Pradesh.
12	Hagari (Vedavathi) ...	U	Below Bhairavanithippa Dam up to Andhra Pradesh—Karnataka border.
13	Chinnahagari ...	V	From Karnataka—Andhra Pradesh border upto its confluence with Vedavathy (Hagari).

ANNEXURE B

Regulation regarding gangings and ganging sites in the Krishna River System.

The river Krishna and its tributaries should be ganged at the following sites:

I At all the demand weir sites—existing, under construction and future, project—utilising annually 1 T.M.C. or more:

At all such sites the following measurements will be made and recorded three times a day—6 A M. in the morning 12 Noon and 6 P. M. in the evening :—

(a) Diversions into canals, penstocks, tunnels etc.

(b) Water let don thretgh the various sluices in the dam, weir or barrage.

(c) Overflow over waste weir or spillways.

(d) Estimated evaporation losses.

(e) Water lifted from the river or reservoirs for irrigation, water supply and for any other purposes. These measurements will be made by the States in which the dams and weirs are situated.

The cost of such measurements will be borne by the States concerned.

II. Gauging on Inter-State Streams :

Three time daily at 6 A. M., 12 Noon and 6 P.M.

A. Inter-State streams between Karnataka and Andhra Pradesh :

1	The Krishna River near	...	Deosugar (at present a CW and PC gauging site)
2	The Bhima River near	...	Yadgir (CW and PC gauging site).
3	The Tungabhadra River near	...	Madhwaram bridge site.
4	(a) The Vadavathi River near		Bhairavanithippa
	(b) The Vadavathi River near		Rampur (at present a CW and PC site)
5	The Kagna River near	...	Jiwargi
6	The Chikkahagari River near	...	Amkundi Bridge or Aqueduct site on High Level Canal.

The location these stations may be changed from time to time as the river channels and flow conditions of the rivers may require. The rivr gauging at Deosugar, Yadgir, and Rampur will be co tinted to be done by the CW & PC as at present, the States bearing the cost as being done now. The river gauging at Madhawaram, Bhairvani thippa, Jiwargi and Amkundi Bridge will be done jointly by the States of Karnataka and Andhra Pradesh or by the CW & PC if willing to do so, and the cost will be shared between all the three State equally.

B. Inter-State Streams between Maharashtra and Karnataka :

1	The Krishna river near	...	Shirti (at present a CW & PC gauging site)
2	The Bhima river near	...	Takali (do)
3	The Ghataprabha river near	...	Daddi
4	The Vedganga river near	...	Bastawad
5	The Dudhganga river near	...	Kagal at the bidge site on N. Highway
6	The Panchaganga river near	...	Terwad (at present a CW & PC gauging site)
7	The Agrani river near	...	Pendagaon
8	The Hiranyakeshi river near	...	Gotur weir
9	The Bornala river near	...	Konkangaon
10	The Borinala near	...	Diksanga site or Railway bridge near Rudewadi
11	The Doddahalla river near	...	Shivadhan
12	The Benithora river near	...	Diggi

The location of the said stations may be changed from to time as the river channels and water flow conditions of the rivers may require.

The river gauging at Shirti, Takali and Terwad will be continued to be done by the CW & PC as at present the States bearing the cost as being done now. The river gauging at Diddi, Bastawadi, Kagal, Pendagaon, Cotur, Konkangaon, Diksanga or Rudewadi, Shiradhan, and Diggi will be done jointly by the States of Maharashtra and Karnataka or the CW & PC if willing to do so, and the cost of gauging at these sites will be shared between all the three States equally.

C. C.W. & P.C. gauging sites :

In addition to the CW & PC gauging sites mentioned in A & B above, the CW & PC will continue to do the river gauging as at present at the following sites the cost being borne by the three States as at present.

(a) *on the Krishna river at*

(1) Karad (in Maharashtra)
(2) Almatti (in Karnataka)
(3) Dhannur (in Karnataka)
(4) Yaparla (in Andhra Pradesh)
(5) Moravakonda (do)
(6) Srisailam (do)
(7) Damerapadu (do)
(8) Wadenpalli (do)
(9) Vijayawada (do)

(b) *On the Koyna river at*

(10) Koyna dam (Maharashtra)
(11) Warunji (do)

(c) *on the Warna river at*

(12) Samdoli (Maharashtra)

(d) *on the Dudhganga river at*

(13) Sadalgi (Maharashtra)

(e) *on the Ghataprabha river at*

(14) Dhupdal weir (in Karnataka)
(15) Bagalkot (-do-)

(f) *on the Malaprabha river at*

(16) Kuvanur (in Karnataka)

(g) *on the Bhima river at*

(17) Dhond (in Maharashtra)
(18) Marsingpur (-do-)

(h) *on the Nira river at*

(19) Sarati (in Maharashtra)

(i) *on the Sina river at*

(20) Wadakbal (in Maharashtra)

(j) *on the Tungabhadra river at*

(21) Haslahalli (in Karnataka)
(22) Manura (-do-)
(23) Mantralayam (-do-)
(24) Bawapuram (in Andhra Pradesh)

(k) *on the Tunga river at*

(25) Shimoga (in Karnataka)

(l) *on the Bhadra river at*

(26) Lakkavali (in Karnataka)

(m) *on the Varada river at*

(27) Marol (in Karnataka)

(n) *on the Musi river at*

(28) Damercherla (in Andhra Pradesh)

(o) *on the Palleru river at*

(29) Palleru bridge (in Andhra Pradesh)

(p) *on the Munneru river at*

(30) Keesra (in Andhra Pradesh)

[No. F. 2/13/76-WD.]

C. C. PATEL, Addl. Secy

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

BEFORE THE KRISHNA WATER DISPUTES TRIBUNAL

MAP ANNEXED TO THE AGREEMENT BETWEEN THE STATE OF MYSORE AND THE STATE OF ANDHRA PRADESH REGARDING PROTECTION TO IRRIGATION WORKS IN THEIR RESPECTIVE TERRITORIES IN YEDAVATHI SUB-BASIN

SCALE 0 2 4 MILES

N

S

BELLARY

KURNOOL

ANANTAPUR

CHITRADURGA

KOLAR

ANDHRA PRADESH

LEGEND

STATE BOUNDARY

RIVER & STREAMS

STREAMS ON WHICH NEW CONSTRUCTIONS SHOULD NOT BE UNDERTAKEN BY ANDHRA PRADESH WITHOUT THE CONSENT OF MYSORE

STREAMS ON WHICH NEW CONSTRUCTIONS SHOULD NOT BE UNDERTAKEN BY MYSORE WITHOUT THE CONSENT OF ANDHRA PRADESH

ENVIRONMENT IN WHICH NEW CONSTRUCTIONS SHOULD NOT BE UNDERTAKEN BY ANDHRA PRADESH WITHOUT THE CONSENT OF MYSORE

CATCHMENT IN WHICH NEW CONSTRUCTIONS SHOULD NOT BE UNDERTAKEN BY MYSORE WITHOUT THE CONSENT OF ANDHRA PRADESH

COUNSEL FOR THE STATE OF ANDHRA PRADESH

COUNSEL FOR THE STATE OF MYSORE

Reproduced from original supplied by the Secretary, Krishna Godavari Water Disputes Tribunal

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PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 17 LCR 76.

Bangalore, dated the 16th August 1976.

Ordered that the Defence and Internal Security of India (Amendment) Rules, 1976 (G.S.R. No. 396 (E) published in Part II, Section 3, Sub section (i) of the *Gazette of India*, Extraordinary dated 11th June 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

M. BALAJI RAO,
Under Secretary to Government, I/c.,
23 *Department of Law and Parliamentary Affairs.*

GOVERNMENT OF INDIA

MINISTRY OF HOME AFFAIRS

NOTIFICATION

New Delhi, the 11th June 1976.

G.S.R.396(E).—In exercise of the powers conferred by section 3 of the Defence and Internal Security of India Act, 1971 (42 of 1971) the Central Government hereby makes the following rules further to amend the Defence and Internal Security of India Rules, 1971, namely :—

1. (1) These rules may be called the Defence and Internal Security of India (Amendment) Rules, 1976.

(2) They shal come into force on the date of their publication in the Official Gazette.

2. In the Defence and Internal Security of India Rules, 1971, after rule 31, the following rule shall be inserted, namely,—

"**31A. Restriction of movements of suspected persons and restriction orders.**—(1) The Central Government or the State Government, if it is satisfied with respect to any particular person that with a view to preventing him from acting in any manner prejudicial to the defence of India and Civil defence, the internal security, the public safety, the maintenance of public order, India's relations with foreign powers, the maintenance of peaceful conditions in any part of India, the efficient conduct of military operations or the maintenance

of supplies and services essential to the life of the community, it is necessary, so to do, may make an order—

(a) directing that, except in so far as he may be permitted by the provisions of the order or by such authority or person as may be specified therein, he shall not enter or be in any such area or place in India as may be specified in the order ;

(b) requiring him to reside or remain in such place or within such area in India as may be specified in the order or if he is not already there to proceed to that place or area within such time, by such route, in such manner and in accordance with such other directions as may be specified in the order ;

(c) requiring him to notify his movements or to report himself or both to notify his movements and report himself in such manner at such times and to such authority or persons as may be specified in the order ;

(d) imposing upon him such restrictions as may be specified in the order in respect of his employment or business, in respect of his association or communication with other persons, and in respect of his activities in relation to the dissemination of news or propagation of opinions ;

(e) otherwise regulating his conduct in such particular as may be specified in the order ;

Provided that no order shall be made by the State Government under clause (a) of this sub-rule directing that any person ordinarily resident in the State shall not be in the State.

(2) An order made under sub-rule 1 may require the person in respect of whom it is made to enter into a bond, with or without sureties, for the due performance of, or as an alternative to the enforcement of, such restrictions or conditions made in the order as may be specified in the order.

(3) If any person is in any area or place in contravention of an order made under the provisions of this rule, or fails to leave any area or place in accordance with the requirements of such an order, then, without prejudice to the provisions of sub-rule (4), he may be removed from such area or place by any police officer or by any person acting on behalf of Government.

(4) If any person contravenes any order made under this rule, he shall be punishable with imprisonment for a term which may extend to five years, or with fine, or with both; and if such person has entered into a bond in pursuance of the provisions of sub-rule (2) his bond shall be forfeited, and any person bound thereby shall pay the penalty thereof, or show cause to the satisfaction of the convicting Court why such penalty should not be paid."

[No. F. II/16012/1/76-S&P(D.II)]

C. V. NARASIMHAN, Joint Secy.

FOOD AND FOREST SECRETARIAT

Notification No. FFD 6 RPF 76.

Bangalore, dated 17th August 1976.

Ordered that the accompanying Order No 3 (Genl) (5) 126 DRR (1)-36 dated 26th July 1976 of Government of India Ministry of Agriculture and Irrigation (Department of Food), New Delhi regarding amendment to the Inter-Zonal Wheat and Wheat Products (Movement Control) Order, 1973, published in the *Gazette of India* Part II Section 3 sub-section (i) dated 26th July 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

L. MOHAN SINGH,

24 *i/c Under Secy to Govt., Food & Forest Deptt.*

GOVERNMENT OF INDIA

Ministry of Agriculture and Irrigation

(Department of Food)

ORDER

New Delhi, the 26th July 1976.

G.S.R. .—In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order further to amend the Inter-Zonal Wheat and Wheat Products (Movement Control) Order, 1973, namely :—

1. (1) This Order may be called the Inter-Zonal Wheat and Wheat Products (Movement Contol) Second Amendment Order 1976.

(2) It shall come into force at once.

2. In the Inter-Zonal Wheat and Wheat Products (Movement Contorl) Order, 1973, in clause 4, for the proviso, the following proviso shall be substituted, namely :—

"Provided that nothing in this clause shall apply to the movement of wheat or any wheat product—

(i) from one part of Nepal to another through the intervying territory of Uttar Pradesh ; or

(ii) inside the zonal border area of Zone XX (the State of Uttar Pradesh) adjoining another Zone."

L. C GUPTA,

Joint Secretary to Government of India.

[No. 3 (Genl) (5)/76-D and R (1) 36]

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW. 21 LCA 1976.

Bangalore, dated 14th October 1976.

Ordered that the Monopolies and Restrictive Trade Practices (Amendment) Rules, 1976 published in Part II, Section 3 (i) of the Gazette of India, dated 7th August 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,
Under Secretary to Government,
26 *Dept. of Law and Parly. Affairs.*

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS.

(Department of Company Affairs)

New Delhi, the 2nd August, 1976.

G S R 1181.—In exercise of powers conferred by Section 67 of the Monopolies and Restrictive Trade Practices Act, 1969 (54 of 1969) the Central Government hereby makes the following rules further to amend the Monopolies and Restrictive Trade Practices Rules, 1970, namely :—

1 (1) These rules may be called the Monopolies and Restrictive Trade Practices (Amendment) Rules, 1976.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In Rule 44 of the Monopolies and Restrictive Trade Practices Rules, 1970 (hereinafter referred to as the said Rules), for sub-rules (1) to (4), the following sub-rules shall be substituted, namely :

"(1) Before giving a notice under sub-section (1) of Section 21 or making an application under sub-section (2) of section 22 or sub-section (2), or sub-section (4) of Section 23, there shall be published by or on behalf of the undertaking, person or authority giving the

notice or making the application, a general notice to the members of the public in Form I-A Form II-A Form III-A, or Form IV-A, as the case may be in the manner specified in sub-rule (3).

(2) The Central Government may, if it is satisfied that any person interested in the matter was prevented by sufficient cause from making a representation to the Central Government within the period of fourteen days specified in a general notice published under sub-rule (1), permit such person to make such representation within a further period not exceeding fourteen day.

(3) Every publication of a general notice referred to in sub-rule (1) shall be made—

(i) at least once in a journal relating to trade in India ;

(ii) atleast once in an English daily newspaper circulating in the whole or substantially the whole of India.

(iii) at least once in a newspaper published in the language of the region in which—

(a) the principal office of the undertaking, or if the undertaking is a company, the registered office of the company is situate ; or

(b) the person or authority giving the notice or making the application is resident or carries on business or personally working for gain; and

(iv) atleast once in a newspaper published in the language of the region in which—

(a) the substantial expansion is proposed: or

(b) the new undertaking is proposed to be established; or

(c) the new undertaking coming into existence as a result of merger, amalgamation or acquisition, is proposed to be established, if such region is different from the region specified in clause (iii).

(4) A copy of every publication under sub-rule (3) together with a certificate as to the date of publication thereof shall be attached to the notice or application as the case may be."

3 In the Schedule to the said rules.—

(i) after Form No. I, the following Form shall be inserted, namely:—

"Form I-A

(See rule 4A(1)

Form of general notice to be given to the members of the public before giving a notice to the Central Government under sub-section (1) of Section 21 of the Monopolies and Restrictive Trade Paretices Act, 1969.

NOTICE

It is hereby notified for the information of the public that..... .....(mention here the name of the undertaking) proposes to give to the Central Government in the Department of Company Affairs, New Delhi, a notice under sub-section (1) of section 21 of the Monopolies and Restrictive Trade Practices Act, 1969, for substantial expansion of its activities. Brief particulars of the proposal are as under.—

(i) Name(s) of person(s)/body corporate owing the undertaking.

(ii) Capital structure of the applicant undertaking.

(iii) Details of the proposed substantial expansion:—

(a) Names of new goods to be produced, supplied, controlled or distributed or of new services to be rendered.

(b) In the case of substantial expansion of existing activities.—

(i) Names of goods.

(ii) Capacity before expansion.

(iii) Expansion proposed.

(iv) Location of the project for substantial expansion,

(v) Brief outline of the cost of the project, the scheme and sources of finance.

2. Any person interested in the matter may make a representation to the Secretary, Department of Company Affairs, Government of India, Shastri Bhavan, New Delhi, within 14 days from the date of publication of this Notice, intimating his views on the proposal and indicating the nature of his interest therein.

Signed

(Name and designation of the principal officer of the undertaking issuing the notice)."

Dated this day of.....197.....

(ii) After Form No. II. the following Form shall be inserted, namely :—

Form II-A

(*See* rule 4 A (1)

Form of general notice to be given to the members of the public before making an application to the Central Government under sub-section (2) of section 22 of the Monopolies and Restrictive Trade Practices Act, 1969.

NOTICE

It is hereby notified for the information of the public that .....(mention here the name of the undertaking, person or authority) proposes to make an application to the Central Government in the Department of Company Affairs, New Delhi, under sub-section (2) of section 22 of the Monopolies and Restrictive Trade Practices Act, 1969, for approval for the establishment of a new undertaking for the production, supply, distribution or control of.....(here mention the name(s) of the goods to be produced, supplied, distributed or controlled with particulars of the proposed installed capacity and estimated annual production or turnover) or for rendering the service.....(here mention the name(s) of the services(s) to be rendered with particulars of the estimated annual value thereof). Other particulars of the proposed new undertaking are as under :—

(i) Name of the proposed undertaking.

(ii) Name(s) of person(s) or authority/authorities proposing to establish the new undertaking. Where it is a body corporate, furnish details of its management structure together with those of the proposed undertaking.

(iii) Capital structure of the applicant person or authority and of the proposed undertaking.

(iv) Proposed location of the new undertaking.

(v) Brief outline of the cost of project, the scheme and source of finance.

2. Any person interested in the matter may make a representation to the Secretary, Department of Company Affairs, Government of India, Shastri Bhavan, New Delhi, within 14 days from the date of publication of this Notice, intimating his views on the proposal and indicating the nature of his interest therein.

Signed

(Name and designation of the principal officer of the undertaking, of the person, or of any officer authorised to sign for and on behalf of the authority issuing the notice.)"

Dated this day of..... 19.....

(iii) after Form No. III, the following Form shall be inserted, namely :—

"FORM III-A

(*See* rule 4A (1)

Form of general notice to be given to the members of the public before making an application to the Central Government under sub-section (2 of section 23 of the Monopolies and Restrictive Trade Practices Act, 1969.

NOTICE

It is hereby notified for the information of the public that .... (here mention the name of the undertaking) proposes to make an application to the Central Government in the Department of Company Affairs, New Delhi, under sub-section (2) of section 23 of the Monopolies and Restrictive Trade Practices Act, 1969, for approval to its scheme of merger/amalgamation with the ..... (here give the name(s) of the undertaking(s) with which merger or amalgamation is proposed). Brief particulars of the scheme are as under :—

(i) Name and address of the applicant undertaking.

(ii) Management structure of undertaking(s) proposed to be merged/amalgamated.

(iii) Capital structure of the undertaking(s) proposed to be merged/amalgamated.

(iv) Present activities of the undertaking(s) proposed to be merged/amalgamated.

(v) Reasons, in brief, for the proposed merger/amalgamation.

(vi) Details of the exchange ratio/consideration proposed for shareholders/creditors, etc. of the amalgamated/merged undertaking.

2. Any person interested in the matter may make a representation to the Secretary, Department of Company Affairs, Government of India, Shastri Bhavan, New Delhi, within 14 days from the date of publication of this Notice intimating his views on the proposal and indicating the nature of his interest therein.

Signed

(Name and designation of the principal officer of the undertaking issuing the Notice)".

Dated this day of.....19.....

(iv) after Form No. IV, the following Form shall be inserted, namely :-

"Form IV-A

See rule 4A (1)

Form of general notice to be given to the members of the public before making an application to the Central Government under subsection (4) of section 23 of the Monopolies and Restrictive Trade Practices Act, 1969.

NOTICE

It is hereby notified for the information the public that .....(give here name of the undertaking) proposes to make an application to the Central Government in the Department of Company Affairs, New Delhi, under Sub section (4) of section 23 of the Monopolies and Restrictive Trade Practices Act, 1969, for approval to the acquisition of the whole or part of .....(give here the name of the undertaking to be acquired). Brief particulars of the proposal are as under :-

(i) Name and address of the applicant undertaking.

(ii) Name and address of the undertaking the whole or part of which is proposed to be acquired and the manner of acquisition *i.e.* by purchase, takeover or otherwise.

(iii) Management structure of the applicant undertaking.

(iv) Capital structure of-

(a) the applicant undertaking ;

(b) the undertaking proposed to be acuired,

(v) Line (s) of business of the undertaking who will or is likely to emerge as a result of the proposed acquisition.

(vi) Consideraion for the acquisition.

(vii) Scheme of finance indicating the sources of finance for the proposed acquisition.

2. Any person interested in the matter may make a representation to the Secretary, Department of Company Affairs, Government of India, Shastri Bhavan, New Delhi, within 14 days from the date of publication of this Notice, intimating his views on the proposal and indicating the nature of his interest therein.

Signed

(Name and designation of the principal officer of the undertaking issuing the notice)"

Dated this day of.....19.....

[F. No. 38/11/76-CL-V]

K. M. SHARMA Under Secretary.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press. B'lore.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

LAW AND PARLIAMENTARY SECRETARIAT

Notification No. LAW 24 LCR 1976.

Bangalore dated, 14th October, 1976.

Ordered that the Employees Deposit Linked Insurance Scheme, 1976 published in Part II, Section 3 (i) of the *Gazette of India* Extraordinary dated 28th July 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,
Under Secretary to Government,
29 *Dept. of Law and Parliamentary Affairs.*

GOVERNMENT OF INDIA

EMPLOYEES DEPOSITLINKED INSURANCE SCHEME, 1976

G. S. R 488 (E).—In exercise of the powers conferred by Section 6C of the Employees' Provident Funds and Miscellaneous Provisions Act, 1952 (19 of 1952), the Central Government hereby makes the following Scheme, namely :—

CHAPTER I—*Preliminary*

1. Short title, commencement and application.—(1) This Scheme may be called the Employees Depositlinked Insurance Scheme, 1976.

(2) The provisions of this Scheme shall come into force on the 1st day of August, 1976.

(3) Subject to the provisions of sub-section (2) of section 16 and Section 17 (2A) of the Employees' Provident Funds and Miscellaneous Provisions Act, 1952, this Scheme shall apply to the employees of all factories and other establishments which are covered by the Employees Provident Funds Scheme, 1952. Provided that the provisions of this Scheme shall not apply to tea factories in the State of Assam.

2. **Definitions.**—In this Scheme, unless the context otherwise requires,—

(a) "Act" means the Employees' Provident Funds and Miscellaneous Provisions Act, 1952 (19 of 1952).

(2) If no nomination subsists or if the nomination relates only to part of the amount standing to his credit in the Fund, whole amount or the part thereof to which the nomination does not relate, as the case may be, shall become payable to the members of his family in equal shares:

Provided that no share shall be payable to—

(a) sons who have attained majority ;

(b) sons of a deceased son who have attained majority ;

(c) married daughters whose husbands are alive ;

(d) married daughters of a deceased son whose husbands are alive ;

if there is any member of the family other than those specified in clauses a), (b), (c) and (d) ;

Provided further that the widow or widows, and the child or children of a deceased son shall receive between them in equal parts only the share which that son would have received if he had survived the employee and had not attained the age of majority at the time of his death.

(3) In any case to which the provisions of sub-paragraph(1) and (2) do not apply the whole amount shall be payable to the person legally entitled to it.

Explanation :—For the purpose of this paragraph an employee's posthumous child, if born alive, shall be treated in the same way as surviving child born before his death.

23. **Assurance amount—how to be paid.**—(1) The nominee or nominees or other claimants shall send a written application to the Commissioner through the employer in such form as the Commissioner may specify, to claim payment under this Scheme.

(2) If the person to whom any amount is to be paid under this Scheme is a minor or a lunatic, the payment shall be made in accordance with the provisions in the Coal Mines Provident Fund Scheme relating to payment to such persons.

(3) Payment to be made under this Scheme shall be made in the form of a deposit in a Savings Bank account in any bank specified in the First Schedule to the Banking Companies (Acquisition and Transfer of Undertakings) Act, 1970 (5 of 1970) in the name of the nominee or the nominees or other claimants.

24. **Registers, Records, etc.**—The Commissioner may with the approval of the Board specify the Registers and Records to be maintained in respect of the employees the form or design of any identity card, token or disc for the purpose of identifying any employee or his

nominee or nominees or a member of his family entitled to receive the benefit under this Scheme and such other formalities as have to be completed in connection with the payment of the said benefit, subject to such periodical verification as may be considered necessary.

25. **Annual Report on the working of this Scheme.**—The Board shall approve before the 15th September and submit to the Central Government before the 30th September each year, a report on the working of the Scheme during the previous financial year.

26. **Power to issue directions.**— The Central Government may from time to time issue such direction to the Board or the Commissioner as it may codsider necessary for the proper administration of the Scheme.

27. **Special provisions relating to coal mines in respect of which applications are received for exemption from the provisions of this Scheme.** (1) (i) A Commissioner may by order and subject to such conditions as may be specified in the order exempt from the operation of all or any of the provisions of this Scheme an employee to whom the Scheme applies on receipt of application from such an employee;

Provided that such an employee, is without making any separate contribution or payment of premium, in enjoyment of benefits in the nature of life assurance, whether linked to his deposits in provident funds or not, according to the rules of the coal mine and such benefits are more favourable than the benefits provided under this Scheme.

(b) "assurance benefit" means a payment linked to the average balance in the Provident Fund Account of an employee, payable to a person belonging to his family or otherwise entitled to it in the event of death of the employee while being a member of the Fund.

(c) All other words and expressions used herein but not defined shall have the meaning respectively assigned to them in the Act or the Employees' Provident Funds Scheme, 1952.

3. **Administration of the Scheme.**—This Scheme shall be administered by the Central Board constituted under section 5A of the Act.

4. **Regional Committee.**—The Regional Committee set up under paragraph 4 of the Employees' Provident Funds Scheme, 1952 shall advise the Central Board on such matters, in relation to the administration of this Scheme, as the Central Board may refer to it from time to time and in particular, on :—

(a) progress of recovery of contributions, under this Scheme, both from factories and establishments exempted under Section 17 of the Act and other factories and establishments covered under the Act ; and

(b) expeditious disposal of prosecutions.

5. **Delegation of power by the Central Board** —(1) The Central Board may, by a resolution, empower its Chairman or the Commissioner or both, to sanction expenditure. subject to such limits as may be specified in the resolution, on contingencies, supplies and purchases of articles required for administering the Insurance Fund subject to financial provision in the Budget, where such expenditure is beyond the limits upto which the Chairman or the Commissioner is authorised to sanction expenditure on any single item.

(2) The Central Board may also by a resolution empower its Chairman or the Commissioner or both, to appoint such officers and employees other than those mentioned in sub-sections (2) and (3) of section 5D of the Act, as the Chairman or the Commissioner may consider necessary for the efficient administration of this Scheme.

(3) All sanctions of expenditure made by the Chairman or Commissioner in pursuance of sub-paragraph (1) shall be reported to the Central Board as soon as, possible after the sanction of the expenditure.

6. **Administrative and financial powers of the Commissioner.**— The Commissioner may, without reference to the Central Board, sanction expenditure on contingencies, supplies and services and purchase of articles required for administering the Insurance Fund, subject to financial provision in the budget and subject to the limits upto which he may be authorised to sanction expenditure on any single item from time to time by the Central Board.

7. **Contribution.**— (1) The contribution payable by the employer and the Central Government under sub section (2) and sub-section (3) of Section 6C of the Act, shall be calculated on the basis of the basic wages. dearness allowance (including the cash value of any food concession) and retaining allowance, if any, actually drawn durug the whole month whether paid on daily, fortinighty or monthly basis

(2) Each contribution shall be calculated to the nearest quarter of a rupee, 12.5 paise or more to be counted as next higher quarter of a rupee.

8. **Mode of Payment of contribution** —(1) The contribution by the employer shall be remitted by him together with administrative charges at such rate as the Central Government may fix from time to time under sub-section(4) of Section 6C of the Act, to the Insurance Fund within fifteen days of the close of every month by a separate bank draft or Cheque or by remittance in cash manner as may be specified in this behalf by the Commissioner. The cost of remittance if any, shall be borne by the employer.

(2) It shall be the responsibility of the employer to pay the contribution payable by himself in respect of the employees directly

employed by him and also in respect of the employees employed by or through a contractor.

(3) The Central Government shall credit its contribution to the Insurance Fund as soon as possible after the close of every financial year.

(4) The Commissioner shall deposit the bank draft or cheque recived from the employers in the State Bank of India or any Bank specified in the First Schedule to the Banking Companies (Acquisition and transfer of Undertakings) Act, 1970 (5 of 1970).

9. Employer's contribution not to be deducted from the wages of the employees.—Notwithstanding any contract to the contrary, the employer shall not be entitled to deduct the employer's contribution payable by him under this Scheme from the wages of the employees or to recover it from them in any other manner.

10. Duties of employers.—(1) Every employer shall send to the Commissioner returns in such form as may be specified by the Commissioner for the purposes of this Scheme.

(2) Every employer shall maintain such accounts in relation to the amounts contributed to the Insurance Fund by him as the Central Board may, from time to time, direct, and it shall be the duty of every employer to assist the Central Board in making such payment from the Insurance Fund to his employees as are sanctioned by or under the authority of the Central Board.

(3) Every employer shall maintain a contribution register in such form as the Commissioner may specify in respect of every employee in his employment who is a member of the Fund. The contribution made by the employer in respect of each such employee shall be entered therein by the employer every month.

(4) Notwihstanding anything herein before contained in this paragraph the Central Board may issue such directions to employers generally as it may consider necessary or proper for the purpose of administering this Scheme and it shall be the duty of every employer to carry out such directions.

11. Inspection of records and registers by the Commissioner of Inspector.—Every employer shall, whenever the Commissioner or any other officer authorised by him in this behalf or an inspector so requires, produce before him the records and other registers then in his possession, for inspection.

12. Supply of forms to employers.—The Commissioner shall supply to employers free of charge, on demand, forms referred to in this Scheme to the extent absolutely necessary.

13. **Administration Account.**—The contributions received from the employers and the Central Government under sub-section (4) of section 6C of the Act shall be credited to a separate account called "The Insurance Fund Central Administration Account" and all expenses in connection with the administration of this scheme, other than the cost of benefits provided by or under this Scheme shall be met out of this account.

14. **Deposit-linked Insurance Fund Account.**—The amount received as the employer's contribution and also the Central Government's contribution to the Insurance Fund under sub-sections (2) and (3) of section 6C shall be credited to an account called the "Deposit-Linked Insurance Fund and Account", and all expenses towards the cost of any benefits provided by or under the Scheme shall be met out of this account.

15. **Investment of moneys belonging to the Insurance Fund.**—(1) All moneys belonging to the Insurance Fund shall be deposited in the Reserve Bank or the State Bank of India or in such other Schedule Bank as may be approved by the Central Government from time to time or shall be invested, subject to such directions as the Central Government may from time to time, give, in the securities mentioned in clauses (a) to (d) of section 20 of the Indian Trusts Act, 1882 (2 of 1882).

Provided that such securities are payable both in respect of capital and in respect of interest in India (2) All expenses incurred in respect of a loss, if any, arising from any investment shall be charged to the Insurance Fund.

16. **Interest** —All interest, rent and other income realised and net profits or losses, if any, from the sale or investments, not including therein the transaction of the Insurance Fund Central Administration Account, shall be credited or debited as the case may be to the Insurance Fund.

17. **Disposal of the Insurance Fund.**—(1) Subject to the provisions of the Act and of this Scheme, the Insurance Fund, not including therein the Insurance Fund Central Administration Account, shall not, except with the previous sanction of the Central Board, be expended for any purpose other than the payment of the benefits in accordance with the provisions of this Scheme.

(2) The Insurance Fund shall be operated upon by such officers as may be authorised in this behalf by the Central Board,

18. **Expenses of Administration** —All expenses relating to the administration of this Scheme including the expenses incurred on Regional Committee shall be met from the "Insurance Fund Central Administration Account".

19. **Forms of accounts.**—The accounts of the Insurance Fund, including the Insurance Fund Central Administration Account shall be maintained by the Commissioner in such form and in such manner as may be specified by the Central Board.

20. **Audit.**—(1) The accounts of the Insurance Fund, including the Insurance Fund Central Administration Account, shall be audited in accordance with the instructions issued by the Central Government in consultation with the Comptroller and Auditor General of India.

(2) The charges on account of audit shall be paid out of the Insurance Fund Central Administration Account.

21. **Budget.**—(1) The Commissioner shall place before the Central Board each year before the first fortnight of February a budget showing separately the probable receipts from the contributions and from the levy of administrative charges and the expenditure which is proposed to be incurred during the following financial year. The budget as approved by the Central Board shall be submitted for sanction to the Central Government within a month of its being placed before the Central Board.

(2) The Central Government may made such modification in the budget as it considers desirable before sanctioning it.

(3) The Commissioner may at any time during the year, make budgetary, reappropriation of funds sanctioned in the budget by the Central Government provided that,—

(i) the total amount sanctioned in the budget by the Central Government is not exceeded ;

(ii) it is made only for meeting such expenses of administration as are to be met from the Insurance Fund Central Administration Account in accordance with paragraph 18 ; and

(iii) every reappropppriation so made shall be reported by him to the Central Board at its next meeting,

(4) The Commissioner shall place before the Central Board a supplementary budget for a financial year, giving detailed estimates and reasons of inescapable. expenditure which is likely to be incurred during the year for which no provision has been made in the sanctioned budget and which cannot be covered under the provisions of sub-paragraph (3). The supplementary budget as approved by the Central Board shall be submitted for sanction to the Central Government within a month of its being placed before the Central Board.

(5) Any expenditure incurred by the Commissioner over and above the sanctioned budget of the financial year and not covered under the provisions of sub-paragraphs (3) and (4), shall be reported to the Central Board at the earliest practicable moment after the

excess is established for its consideration and for obtaining sanction of the Central Government.

22. **Scales of assurance benefit and the minimum average balance to be maintained by an employee.**—(1) On the death of an employee who is member of the Fund, the persons entitled to receive the Provident Fund accumulations of the deceased shall, in addition to such accumulations, be paid an amount, equal to the average balance in the account of the deceased in the Fund during the preceding three years, not exceeding rupees ten thousand. Provided that the average balance in the account of the deceased employee is not below the sum of Rs. 100 at any time during the preceding three years.

Explanation.—For the purpose of determining the average balance in the Fund in relation to any employees, the sum total of contributions by the employees and the employer, due during the relevant period, whether paid or unpaid in the Fund together with interest thereon, shall be taken into account.

(2) In the case of a part-time employee who was a member of Fund while serving in more than one factory or establishment the quantum of benefit under this Scheme shall be determined with reference to the average of the aggregate balance in all his accounts in the Fund during the preceding three years.

23. **Assurance benefit to whom payable.**—(1) The nomination made by an employee under the Employees' Provident Funds Scheme, 1952 shall be treated as nominations under this Scheme and the assurance amount shall become payable to such nominee or nominees

(2) If no nomination subsists or if the nomination relates only to part of the amount standing to his credit in the Fund, the whole amount or the part thereof to which the nomination does not relate, as the case may be, shall become payable to the members of his family in equal shares.

Provided that no share shall be payable to—

(a) sons who have attained majority ;
(b) sons of a deceased son who have attained majority ;
(c) married daughters whose husbands are alive ;
(d) married daughters of a deceased son whose husbands are alive ;

if there is any member of the family other than those specified in clauses (a), (b), (c) and (d) :

Provided further that the widow or widows, and the child or children of a deceased son shall receive between them in equal parts only the share which that son would have received if he had survived the employee and had not attained the age of majority at the time of his death.

(3) In any case to which the provisions of sub-paragraphs (1) and (2) do not apply the whole amount shall be payable to the person legally entitled to it.

Explanation.—For the purpose of this paragraph an employee's posthumous child, if born alive, shall be treated in the same way as a surviving child born before his death.

24. **Assurance amount—how to be paid.**—(1) The nominee or nominees or other claimants shall send a written application to the Commissioner through the employer in such form as the Commissioner may specify, to claim payment under this Scheme.

(2) if the person to whom any amount is to be paid under this Scheme is a minor or a lunatic, the payment shall be made in accordance with the provisions in the Employees' Provident Funds Scheme, 1952 relating to payment to such persons.

(3) Payment to be made under this Scheme shall be made in the form of a deposit in a Savings Bank account, in any bank specified in the First Schedule to the Banking Companies (Acquisition and Transfer of Undertakings) Act, 1970 (5 of 1970) in the name of the nominee or nominees or other claimants.

25. **Registers, Records, etc.**—The Commissioner may with the approval of the Central Board specify the registers and records to be maintained in respect of the employees the form of design of any identity card, token or disc for the purpose of indentifying any employee or his nominee or nominees or a member of his family entitled to receive the benefit under this Scheme and such other formalities as have to be completed in connection with the payment of the said benefit, subject to such periodical verification as may be considered necessary.

26. **Annual Report on the working of this Scheme.**—The Central Board shall approve before the 15th October and submit to the Central Government before the 30th November each year, a report on the working of the Scheme during the previous financial year.

27. **Power to issue directions.**—The Central Government may from time to time issue such directions to the Central Board or the Commissioner as it may consider necessary for the proper administration of the Scheme.

28. **Special provisions relating to coal mines in respect of which applications are received for exemption from the provisions of this Scheme.**—(1) (i) A Commissioner may by order and subject to such conditions as may be specified in the order exempt from the operation of all or any of the provisions of this Scheme an employee to whom the Scheme applies on receipt of application from such an employee :

Provided that such an employee is without making any separate contribution or payment of premium, in enjoyment of benefits in the

nature of like assurance, whether linked to their deposits in provident funds or not, according to the rules of the factory or other establishment and such benefits are more favourable than the benefits provided under this Scheme.

(ii) Where an employee is exempted, as aforesaid, the employer shall in respect of such employee maintain such accounts, submit such returns, provide such facilities for inspection as the Commissioner may direct and any such inspection charges and make such investments as the Central Government may direct.

(2) An employee exempted under sub-paragraph (1) may, by an application to the Commissioner, make a request that the benefits of the Scheme be extended to him.

(3) No employee shall be granted exemption or permitted to apply out of exemption more than once on each account.

(4) (i) The Central Government may by order and subject to such conditions as may be specified in the order exempt from the operation of all or any of the provisions of this Scheme any class of employees to whom this Scheme applies, on receipt of an application therefor, in such form as the Commissioner may specify :

Provided that such class of employees, is without making any seperate contribution or payment of premium, in enjoyment of benefits in the nature of life assurance, whether linked to their deposits in provident fund or not, according to the rules of the factory or other establishment and such benefits are more favourable than the benefits provided under this Scheme.

(ii) Where any class of employees is exempted as aforesaid, the employer shall in respect of such class of employees maintain such accounts, submit such returns, provide such facilities for inspection pay such inspection charges and make investments in such manner as the Central Government may direct.

(5) A class of employees exempted under sub-parapraph (4) or the majority of employees constituting such class may, by an application to the Commissioner, make a request that the benefits of this Scheme be extended to them.

(6) No class of employees or the majority of employees constituting such class shall be granted exempting or permitted to apply out of exemption more than once on each account.

[7] (7) Notwithstanding anything contained in this Scheme the Commissioner may in relation to a factory or other establishment in respect of which an application for exemption under section 17 (2A) of the Act has been received, relax pending the disposal of the application, the provisions of this Scheme in such manner as he may direct

[No. S- 35012(2)/76-PF-II(iii)]

S. S. SAHASRANAMAN, Dy. Secy.

COMMERCE AND INDUSTRIES SECRETARIAT

Notification No. CI 1 EMM 76

Bangalore dated 30th September 1976

Ordered that the accompanying Notification No. 1 (21)/ 73-MVI (VOL. III) dated 13th December 1975 of the Government of India, Ministry of Steel and Mines (Department of Mines), New Delhi, regarding Revision in Royalty rates on Chromite, published in the Gazette of India Extraordinary, Part II, Section 3, Sub-Section (1) be republished in the *Karnataka Gazette* for General information.

By Order and in the name of the Governor of Karnataka,

V. S. NADKARNI
Under Secy. to Govt.
35 *Commerce and Industries Department.*

(PUBLISHED IN THE GAZETTE OF INDIA EXTRAORDINARY PART II, SECTION 3, SUB-SECTION (i) AS GSR 584 (E)

Dated 13th December 1975,)

GOVERNMENT OF INDIA
(Bharat Sarkar)
Ministry of Steel and Mines (Ispat Aur Khan Mantralaya)
Department of Mines (Khan Vibhag)

New Delhi, the 13th December 1975

Agrahayana 22, 1897 Saka.

Notification

No. 1 (21) 73-MVI (vol. III)—In exercise of the powers conferred by sub-section (3) of Section 9 of the Mines and Minerals (Regulation and Development) Act, 1957 (67 of 1957), the Central Government hereby makes the following further amendment in the Second schedule to the said Act, namely :—

In the said Schedule for item 7 and the entries relating thereto, the following item and entries shall be substituted, namely :—

"7. Chromite (both lumpy non-friable ore and concentrates)—
(a) Containing 48% Cr 2°3-Twenty rupees per tonne.
(b) Containing less than-Twelve rupees per tonne.
48% Cr 2°3 and more
than 40% Cr 2°3.
(c) Containing less than-six rupees per tonne."
40% Cr 2°5.

2. This Notification shall come into force with effect on and from the 15th December 1975.

S. K. MUKHERJEE,
Additional Secretary to the Govt. of India.

GOVERNMENT OF KARNATAKA

DEPARTMENT OF LAW AND PARLIAMENTARY AFFAIRS.

Notification No: LAW 29 LCR 1976.

Bangalore dated 3/4th November 1976.

Ordered that the Foreign Exchange Regulation (Authentication of Documents) Rules, 1976 G. S. R. 1303 published in Part II, Section 3 (i) of the Gazette India dated 11th September 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

B. NAGESHA RAO,

Under Secretary to Government,

36 *Dept. of Law and Parly. Affairs.*

MINISTRY OF FINANCE

(Department of Economic Affairs)

New Delhi, the 23rd August 1976

G. S. R.1303.—In exercise of the powers conferred by clause (ii) of Section 72and clause (c) of sub-section (2) of section 79 of the Foreign Exchange Regulation Act, 1973 (46 of 1973), the Central Government hereby makes the following rules, namely :—

1. **Short Title.**—These rules may be called the Foreign Exchange Regulation (Authentication of Documents) Rules, 1976.

Authority for authentication and the manner of authentication of documents : Any document received from any place outside India purporting to have affixed, impressed or submitted thereon or thereto the seal and signature of any person who is authorised by section 3 of the Diplomatic and consular Officers (Oaths and Fees) Act, 1948 (41 of 1948) to do any notarial acts shall be deemed to be duly authenticated for the purposes of section 72of the Foreige Exchange Regulation Act, 1973 (46 of 1973).

[No. 1/92/EC/75]

M. L. SHARMA, Under Secy.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

Reg. No KRNA—25.

Karnataka Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART—IV 1-C

BANGALORE, THURSDAY, NOVEMBER 25, 1976
(MARGASIRA 4, SAKA ERA 1898)

No. 4569

FOOD AND FOREST SECRETARIAT

Notification FFD 300 RXT 76

Bangalore, dated 23rd November 1976.

Ordered that the accompanying Order No G. S. R. 880(E), dated 15th November 1976 of Government of India, Ministry of Agriculture and Irrigation (Department of Food) New Delhi, rescinding the Inter-zonal Wheat Products (Movement Control) Order, 1976 published in the **Gazette of India** Part II Section 3, Sub-Section (i), dated 15th November 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

M D. GOVINDARAJ.

Under Secretary to Government
Food and Forest Department.

MINISTRY OF AGRICULTURE AND IRRIGATION

(Department of Food)

ORDER

New Delhi, dated 15th November 1976.

G.S.R. 880(E).—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby rescinds the Inter-Zonal Wheat Products (Movement Control) Order, 1976 published with the Order of the Government of India in the Ministry of Agriculture and Irrigation (Department of Food), No. 845 (E), dated the 13th October, 1976 :

Provided that such rescission shall not affect—

(a) the previous operation of the said Order or anything duly done or suffered thereunder; or

(b) any right, privilege, obligation or liability acquired, accrued or incurred under the said Order ; or

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against the said Order ; or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege obligation, liability, penalty, forfeiture or punishment as aforesaid ;

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty forfeiture or punishment may be imposed as if the said Order had not been rescinded.

L. C. GUPTA,

Joint Secy. to the Govt., of India.

[No. 3 (Genl) (11)/76-D&R(I)-46]

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Karnataka Gazette

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(EXTRAORDINARY)

PART IV—2-B

BANGALORE, TUESDAY, NOVEMBER 30, 1976
(MARGASIRA 9, SAKA ERA 1898).

No. 4632

Law and Parliamentary Affairs Secretariat

Notification No. LAW 115 LGN 76.

Bangalore, dated 30th November 1976.

Ordered that the Karnataka Appropriation (No. 4) Act, 1976 which received the assent of the Governor on the Twenty-seventh day of November 1976 be published as Karnataka Act No. 56 of 1976 in the *Karnataka Gazette* for general information.

KARNATAKA ACT NO. 56 OF 1976

(First published in the **Karnataka Gazette** Extraordinary on the Thirtieth day of November 1976)

THE KARNATAKA APPROPRIATION (No. 4) ACT, 1976.

(Received the assent of the Governor on the Twenty-seventh day of November 1976)

An Act to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State for the services of the financial year 1976-77.

WHEREAS it is expedient to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State for the services of the financial year 1976-77.

BE it enacted by Karnataka State Legislature in the Twenty-seventh Year of the Republic of India as follows :-

1. **Short title**—This Act may be called the Karnataka Appropriation (No. 4) Act, 1976.

2. **Issue of rupees 37,49,00,000 out of the Consolidated Fund of the State for the financial year 1976-77**—From and out of the Consolidated Fund of the State, there may be paid and applied sums not exceeding those specified in column 5 of the Schedule amounting in the aggregate to the sum of thirty seven crores forty nine lakhs rupees towards defraying the several charges which will come in course of payment during the financial year 1976-77, in respect of the services specified in column 2 of the Schedule.

3. **Appropriation**—The sums authorised to be paid and applied from and out of the Consolidated Fund of the state of Karnataka by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

SCHEDULE

(*See* SECTIONS 2 and 3)

Number of vote	Services and purposes	Sums not exceeding		
		Voted by the Legislative Assembly	*Charged on the Consolidated Fund*	Total
1	2	3	4	5
		Rs.	Rs.	Rs.
	Governor, Ministers and Public Service Commission ...	4,29,000	...	4,29,000
	Collection of Taxes on Income and Expenditure and Sales Tax ...	9,90,000	...	9,90,000
	Land Revenue etc. ...	1,29,31,000	...	1,29,31,000
	State Excise and Wakfs ...	...	*3,000*	3,000
	Taxes on Vehicles ...	1,000	...	1,000
10	Small Savings and Lottery ...	33,30,000	...	33,30,000
	District Administration ...	5,05,000	...	5,05,000

17	Stationery and Printing ...	26,00,000	...	26,00,000
19	Buildings ...	93,21,000	...	93,21,000
23	Education (excluding Youth Services) Archaeology and Musuems, Scientific Research and Art and Culture ..	1,000	...	1,000
24	Youth Services Archaeology, Musuems and Flying School ...	21,00,000	...	21,00,000
25	Medical Services and Family Planning ...	16,00,000	...	2,16,00,000
27	Public Health Engineering ...	55,00,000	...	55,00,000
29	Urban Development etc. ...	2,00,00,000	...	2,00,00,000
30	Information and Publicity ...	6,00,000	...	6,00,000
36	Relief on account of Natural Calamities ...	2,94,00,000	...	2,94,00,000
37	Religious and Charitable Institutions etc....	16,50,000	...	16,50,000
38	Co-operation etc. ...	1,92,14,000	...	1,92,14,000
39	Agriculture (Excluding Horticulture) ...	74,88,000	*42,000*	75,30,000
40	Horticulture ...	9,62,000	...	9,62,000
41	Minor Irrigation ...	3,75,01,000	...	3,75,01,000

Number of vote	Services and purposes	Sums not exceeding		
		Voted by the Legislative Assembly	*Charged on the Consolidated Fund*	Total
1	2	3	4	5
		Rs.	Rs.	Rs.
42	Soil and Water Conservation ...	2,00,00,000	...	2,00,00,000
48	Forest ...	10,00,000	...	10,00,000
49	Community Development (Excluding Bore wells) ...	14,00,000	...	14,00,000
50	Industries, Mines and Geology (Excluding Sericulture) ...	1,83,06,000	...	1,83,06,000
52	Irrigation, Navigation, Drainage and Flood Control Projects ...	6,05,00,000	...	6,05,00,000
53	Power Projects ...	1,92,86,000	...	1,92,86,000
55	Roads and Bridges	5,52,000		5,52,000

56	Road Transport and Tourism ...	28,23,000	*50,00,000*	78,23,000
57	Internal Debt. Loans, from Central Government and Inter State settlement ...	...	*3,35,65,000*	3,35,65,000
58	Loans to Government Servants and Miscellaneous Loans ...	3,63,00,000	...	3,63,00,000
	Grand Total ...	33,62,90,000	*3,86,10,000*	37,49,00,000

By Order and in the name of the Governor of Karnataka,

M. L. RAMASWAMI,
Draftsman and **ex-officio**
Joint Secretary to Government,
Department of Law and Parliamentary Affairs.

PART IV

Section 1-C

GENERAL STATUTORY RULES AND STATUTORY ORDERS ISSUED BY THE CENTRAL GOVERNMENT AND ORDERS MADE BY THE PRESIDENT AND REPUBLISHED BY THE STATE GOVERNMENT.

PERSONNEL AND ADMINISTRATION REFORMS SECRETARIAT

Notification No DPAR 109 SHC 76.

Bangalore, dated 6th December 1976

The following Notification of the Government of India Ministy of Law, Justice and Company Affairs (Department of Justice New Delhi, No. 11/1/76-JUS, dated 29th September 1976 appointing Shri Justice C. Honniah, to perform the duties of the Chief Justice of the Karnataka High Court, is republished :

No. 11/1/76-JUS

GOVERNMENT OF INDIA

Ministry of Law, Justice and Company Affairs

(Department of Justice)

(Nyaya Vibhag)

New Delhi, dated the 29th September, 1976.

NOTIFICATION

In exercise of the powers conferred by article 223 of the Constitution, the President is pleased to appoint Shri Justice C. Honniah, senior-most puisne Judge of the Karnataka High Court, to perform the duties of the Chief Justice of that High Court with effect from the 5th October, 1976, during the absence on leave of Shri Justice G. K. Govinda Bhat

R. VASUDEVAN,

Deputy Secy. to the Govt. of India.

H. P. DHARANENDRANATH,

Under Secretary to Government, Department of Personnel and Administrative Reforms (Services-II)

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(EXTRAORDINARY)

PART IV—1—C

BANGALORE, SATURDAY, DECEMBER 27, 1975
(PUSHYA 6, SAKA ERA 1897) | No. 4721

FOOD AND FOREST SECRETARIAT

Notification No. FFD 228 FCS 75.

Bangalore dated 15/16th December 1975.

Ordered that the accompanying orders dated 1st December 1975 of Government of India, Ministry of Petroleum and Chemicals, New Delhi, namely :—

(i) Kerosene (Fixation of ceiling prices) Third Amendment Order, 1975 and

(ii) Furnace oil (Fixation of ceiling prices and distribution) Fourth Amendment Order, 1975. published in the *Gazette of India* Extraordinary Part-II, Section 3, sub-section (i), dated 1st December 1975 be republished in the *Karnataka Gazette* (Extraordinary) for general information.

By Order and in the name of the Governor of Karnataka,

M. D. GOVINDARAJ,

Under Secretary to Government
Food and Forest Department.

GOVERNMENT OF INDIA

(Bharat Sarkar)

MINISTRY OF PETROLEUM AND CHEMICALS
(PETROLEUMAUR RASAYAN MANTRALAYA)

New Delhi, dated 1st December 1975.

ORDER

G. S R. No.....In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order further to amend the Kerosene (fixation of Ceiling Prices) Order, 1970.

1. (1) This Order may be called the Kerosene (Fixation of Ceiling Prices) Third Amendment Order, 1975.

(2) It shall come into force at once.

2. In the Schedule appended to the Kerosene (Fixation of Ceiling Prices) Order, 1970, for the Item I, Basic ceiling selling prices of Kerosene in bulk per kilolitre "ex-storage points" and the entries thereunder, the following shall be substituted, namely:—

"I. Basic Ceiling Selling Prices of Kerosene in bulk per Kilolitre ex-storage points

	Refinery/Port	Kerosene Superior	Aviation Turbine Fuel
		Rs./Kl.	Rs./Kl.
(a)	Bombay/Koyali	1084-24	1267-13
(b)	Cochin	1086-76	...
(c)	Madras	1094-66	1286-49
(d)	Vishakapatnam	1092-04	1279-92
(e)	Haldia/Digboi/ Gauhati/Barauni	1098-82	1285-32
(f)	Calcutta	1119-63	1285-32

M. RAMASWAMI,

Joint Secretary to the Government of India.

(P 20012/16/75-PPD)

GOVERNMENT OF INDIA

(Bharat Sarkar)

MINISTRY OF PETROLEUM AND CHEMICALS
(PETROLEUM AUR RASAYAN MANTRALAYA)

New Delhi, dated the 1st December 1976.

ORDER

G.S.R. No.....— In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955) the Central Government hereby makes the following Order further to amend the Furnace Oil (Fixation of Ceiling Prices and Distribution) Order, 74, namely :—

1. (1) This order may be called the Furnace Oil (Fixation of Ceiling Prices and Distribution) Fourth Amendment Order, 1975.

(2) It shall come into force at once.

2. In the Second Schedule appended to the Furnace Oil (Fixation of Ceiling Prices and Distribution) Order, 1974, for the entries under the "Basic ceiling selling prices of furnace Oil in bulk per Kilolitre", the following shall be substituted, namely :

"Refinery/Port		Ex-Storage Poins Rs./Kl.
(a) Bombay/Koyali	...	883-07
(b) Cochin	...	882-34
(c) Madras	...	897-79
(d) Visakhapatnam	...	889-40
(e) Haldia/Digboi/Gauhati/Barauni	...	896-82
(f) Calcutta	...	921-13

M. RAMASWAMI,

Joint Secretary to the Government of India.

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Reg. No. KRNA—25.

Karnataka Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV—1-C

BANGALORE, MONDAY, JANUARY 5, 1976
(PUSHYA 15, SAKA ERA 1897)

No. 144

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN',
ASHOKA ROAD,
NEW DELHI-110001.
Dated 27th December, 1975.

Pausa 6, 1897 (Saka).

NOTIFICATION.

No. 282/1/KK/75. Whereas the Government of Karnataka have intima ted a few alterations in the name and extentof territorial divisions in the State and inadvertent slip or omission, in the description of certain assembly constituencies mentioned in Table B of the Delimitation Commission's Order No. 20 of 5th August, 1974, in respect of the State of Karnataka ;

And whereas the Commission considers it necessary and expedient to make amendments in the description of the extent of these constituencies and correct the errors arising from inadvertent slip or omission so as to bring the Order correct and up-to-date ;

Now therefore in exercise of the powers conferred by section 11 of the Delimitation Act, 1972, the Election Commission hereby makes the corrections in the said Order as follows :—

I In Table B–Assembly Constituencies —

(i) Under column 2, against 36–Kudligi, in the description of the extent of the constituency, *for* the existing entry the entry "Kudligi circle in Kudligi taluk ; Mariammanahalli circle in Hospet taluk ; and Kalavi, Hakandi, Kombli, Kotnakall, Sovenhalli, Nowli and Thimmalapuram villages in Hadagalli circle in Hadagalli taluk ; and Hagaribommanahalli taluk (excluding Kudatinamaggi, Ambli, Nellukudiri, Kannehalli, Kogali, Kogali-Samatu-Kodihalli and Alabur villages in Malvi circle and Moregere village in Hampasagara circle), in Hospet subdivision" shall be *substituted* ;

(ii) Under column 2, against 37–Kottur, in the description of the extent of the constituency– *for* the existing entry, the entry "Kudligi, taluk (excluding Kudligi circle) and Kudatinamaggi and Ambli villages in Malvi circle in Hagaribommanahalli taluk in Hospet subdivision," shall be *substituted* ;

(iii) Under column 2, against 38–Hadagalli, in the description of the extent of the constituency, *for* the existing entry, the entry "Hadagalli taluk (excluding Kotnakall, Nowli, Thimmalapuram, Sovenahalli, Kombli, Hakandi and Kalavi villages in Hadagalli Circle) and Nellukudiri, Kannehalli, Kogali, Kogali–Samatu–Kodihalli and Alabur villages in Malvi circle and

Moregere village in Hampasagara circle in Hagaribommanahalli taluk ; and Chigateri circle in Harapanahalli taluk in Hospet sub-division", shall be *substituted* ;

(iv) Under column 2, against 177-Hubli Rural, in the description of the extent of the constituency, *for* the words "Hubli sub-division", the words "Dharwar sub-division", shall be *substituted* ;

(v) Under column 2, against 187-Mundargi in the description of the extent of the constituency, *for* the words "Dharwar sub-division", the words "Gadag sub-division", shall be *substituted*;

(vi) Under column 2, against 208-Kagwad, in the description of the extent of the constituency, *for* the existing entry, the entry "Kagwad circle and Athani circle [excluding Athani Town and 1-Athani (Rural), 4-Muragundi and 5-Masaraguppi villages] in Athani taluk in Chikkodi sub-division," shall be *substituted;* and

(vii) Under column 2, against 209-Athani, in the description of the extent of the constituency, *for* the existing entry, the entry "Athani Town, 1-Athani (Rural), 4-Muragundi and 5-Masaraguppi villages in Athani circle and Ananthapur and Telsang circles in Athani taluk in Chikkodi sub-division", shall be *substituted*;

II In the note, *for* the words and figures "1st day of July, 1974", the words and figures "1st day of August, 1975" shall be *substituted*.

By ORDER,

V. NAGASUBRAMANIAN,
Secretary,

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Karnataka Gazette

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(EXTRAORDINARY)
PART IV—1-C

BANGALORE, SATURDAY, JANUARY 10, 1976
(PUSHYA 20, SAKA ERA 1897)

No. 307

CHIEF SECRETARIAT

GENERAL ADMINISTRATION DEPARTMENT

Notification No. GAD 34 PRB 75.

Bangalore, dated the 10th January 1976

The Warrant of Appointment of Shri Uma Shankar Dikshit as the Governor of Karnataka, is published hereunder for general information.

By Order and in the name of the President of India,

G. V. K. RAO,
Chief Secretary to Government.

By Virtue of the power vested in me by article 155 of the Constitution of India, I, Fakhruddin Ali Ahmed, President of India, hereby appoint Shri UMA SHANKAR DIKSHIT to be the Governor of Karnataka with effect from the date he assumes charge of his office.

Given at Rashtrapati Bhavan, New Delhi, this thirtieth day of December in the year one thousand nine hundred and seventy-five (9th Pausa, 1897 Saka), in the twenty-sixth year of the Republic of India.

F. A. AHMED,
President of India.

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Reg No. KRNA—25

Karnataka Gazette

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(EXTRAORDINARY)

PART IV—1-C

BANGALORE, FRIDAY, JANUARY 23, 1976
(MAGHA 3, SAKA ERA 1897).

No. 467

ELECTION COMMISSION OF INDIA

ASHOKA ROAD,
NEW DELHI-1.

Dated 8 January, 1976.
Pausa 18, 1897 (Saka).

NOTIFICATION

No. 434/KT/75(1).—In exercise of the powers conferred by sub-section (1) of section 22 of the Representation of the People Act, 1951, (43 of 1951), the Election Commission hereby directs that the following amendments shall be made in its notification No. 434/KT/75 (2) dated 15 March, 1975 namely :—

In column 2 of the Table appended to the said notification,—

(i) against item No. 3, for the existing entry, "7. District Development Assistant to the Deputy Commissioner, Raichur District, Raichur", the entry, "7. Betterment Levy Officer, Manvi," shall be substituted ;

(ii) against item No. 4, for the existing entry, "6. Deputy Administrator, Tungabhadra Project, Munirabad." the entry "6. Betterment Levy Officer, Gangavathi," shall be substituted ;

(iii) against item No. 4, for the existing entry, "9. District Development Assistant to the Deputy Commissioner, Raichur District, Raichur," the entry, "9. Betterment Levy Officer, Manvi," shall be substituted ;

(iv) against item No. 6, for the existing entry, "8. Food and Civil Supplies Assistant to the Deputy Commissioner, Shimoga District, Shimoga," the entry, "8. Betterment Levy Officer, Honnali," shall be substituted,

(v) against item No. 7, for the existing entry, "5. Special Land Acquisition Officer, Chitradurga," the entry, "5. District Development Assistant to the Deputy Commissioner, Chitradurga District, Chitradurga," shall be substituted,

(vi) against item No. 7, for the existing entry, "6. Superintendent of Excise Tumkur District Tumkur," the entry, "6. District Development Assistant to the Deputy Commissioner, Tumkur District, Tumkur," shall be substituted,

(vii) against item No. 8, after the existing entry, "4. Food and Civil Supplies Assistant to the Deputy Commissioner, Tumkur District, Tumkur," the entry, "5. Commissioner, City Municipal Council, Tumkur," shall be added,

(viii) against item No. 10, for the existing entry, "4. Project Officer, Kolar," the entry, "4. Project Evaluation Officer, Drought Prone Area Development Authority, Kolar," shall be substituted,

(ix) against item No. 21, for the existing entry, "5. Special Land Acquisition Officer, T. B. Project, Shimoga," the entry, "5. Betterment Levy Officer, Shimoga," shall be substituted,

(x) against item No. 24, for the existing entry, "5. Project Officer, Drought Prone Area Project, Dharwar," the entry, "5. Credit Planning Officer, Drought Prone Area Development Authority, Dharwar," shall be substituted,

(xi) against item No. 27, after the existing entry "6. Food and Civil Supplies Assistant to the Deputy Commissioner, Bijapur District, Bijapur," the entry, "Betterment Levy Officer, Ghataprabha Project, Jamkhandi," shall be added.

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India

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Karnataka Gazette

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PART IV—1-C

BANGALORE, FRIDAY, JANUARY 23, 1976
(MAGHA 3, SAKA ERA 1897). | No. 468

ELECTION COMMISSION OF INDIA

ASHOKA ROAD
NEW DELHI-1,
Dated 8 January 1976.
Pausa 18, 1897 (Saka)

No. 434/KT/75 (2).—In pursuance of the provisions of section 21 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby directs that the following amendments shall be made in its notification No. 434/KT/75(3) dated 15th March, 1975 namely:—

In column 2 of the Table appended to the said notification.

(i) In items Nos. 23-Manvi and 25-Sindhnoor, for the existing entry, "District Development Assistant to the Deputy Commissioner, Raichur District, Raichur", the entry "Betterment Levy Officer, Manvi", shall be substituted;

(ii) In items Nos. 28 Kanakagiri and 29-Gangavathi for the existing entry. "Deputy Administrator," Tungabhadra Project, Munirabad", the entry "betterment Levy Officer, Gangavathi", shall be substituted;

(iii) In items Nos. 46-Molakalmuru and 47-Challakere for the existing entry, "Special Land Acquisition Officer, Chitradurga", the entry "District Development Assistant to the Deputy Commissioner, Chitradurga District, Chitradurga", shall be substituted;

(iv) In item No. 51 Pavagada (SC) for the existing entry, "Superintendent of Excise, Tumkur", the entry, "District Development Assistant to the Deputy Commissioner, Tumkur District, Tumkur", shall be substituted;

(v) In item No. 56-Koratagere, for the existing entry "District Development Assistant to the Deputy Commissioner, Tumkur District, Tumkur", the entry "Headquarters Assistant to the Deputy Commissioner, Tumkur District, Tumkur", shall be substituted.

(vi) In item No. 57 Tumkur, for the existing entry, "Headquarters Assistant to the Deputy Commissioner, Tumkur District, Tumkur", the entry "The Commissioner, City Municipal Council, Tumkur", shall be substituted.

(vii) In items Nos. 68 Chintamani and 69-Srinivasapur, for the existing entry, "Project Officer, Kolar", the entry "Project Evaluation Officer, Drought Prone Area Development Authority, Kolar", shall be substituted;

(viii) In item No. 161-Honnali, for the existing entry, "Food and Civil Supplies Assistant to the Deputy Commissioner, Shimoga District, Shimoga", the entry "Betterment Levy Officer Honnali", shall be substituted.

(ix) In item No. 164-Hosanagar, for the existing entry "Special Land Acquisition Officer, Tungabhadra Project, Shimoga", the entry "Betterment Levy Officer, Shimoga", shall be substituted;

(x) In items Nos. 190-Naragund and 191-Navalgund for the existing entry, "Project Officer, Drought Prone Area Project, Dharwar", the entry "Credit Planning Officer, Drought Prone Area Development Authority, Dharwar", shall be substituted.

(xi) In item No. 211-Bilgi, for the existing entry, "Assistant Commissioner, Jamakhandi Sub-Division, Jamakhandi", the entry, "Betterment Levy Officer, Ghataprabha Project, Jamakhandi", shall be substituted.

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

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PART IV—1-C

BANGALORE, FRIDAY, JANUARY 23, 1976
(MAGHA 3, SAKA ERA 1897)

No. 469

ELECTION COMMISSION OF INDIA

ASHOKA ROAD,
NEW DELHI-1
Dated 8 January, 1976.
Pausa 18, 1897 (Saka).

NOTIFICATION

No. 434/KT-/75(3).—In exercise of the powers conferred by sub-section (1) of Section 22 of the Representation of the People Act, 1951 (43 of 1951) the Election Commission hereby directs that the following amendments shall be made in its notification No. 434/KT/75 (4) dated 15 March, 1975 namely:—

In column 2 of the Table appended to the said notification—

(i) against item No. 23, the entry, "2. Tahsildar Sindhnoor Taluk." shall be deleted;

(ii) against item No. 25, for the existing entry "Tahsildar, Sindhnoor Taluk" the entries "1. Tahsildar Sindhnoor Taluk" and "2. Tahsildar, Manvi Taluk" shall be substituted ;

(iii) against item No. 37, the entry "3. Tahsildar, Harapanahalli Taluk" shall be deleted ;

(iv) against item No. 51, for the existing entry "Tahsildar, Pavagada Taluk" the entries "1. Tahsildar, Pavagada Taluk" and "2. Tahsildar, Madhugiri Taluk" shall be substituted.

(v) against item No. 56, the entry "3. Tahsildar, Madhugiri Taluk" shall be deleted ;

(vi) against item No. 150, for the existing entries "1. Tahsildar Karkal Taluk and "2. Tahsildar Coondapur Taluk" the entry, "Tahsildar, Karkal Taluk" shall be substituted ;

(vii) against item No. 161, the entry "2. Tahsildar, Shikaripur Taluk," shall be deleted ;

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

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Reg. No. KRNA—65.

Karnataka Gazette

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PART IV—1-C

BANGALORE, THURSDAY, FEBRUARY 19, 1976
(MAGHA 30, SAKA ERA 1897).

No. 838

Food and Forest Secretariat

Notification No. FFD 229 FCS 75

Bangalore, dated the 16th February, 1976.

Ordered that the accompanying order Numbers *viz.*, (1) S O. 465 (E) dated 1st August 1974 of the Government of India, Ministry of Industrial Development, New Delhi regarding the Paper (Control of Production) Oider 1974 published in the Gazette of India, Extraordinary, Part-II, Section-3, sub-section (ii) and

(2) S.O. 458(E) 650 (E) and 651 (E) of the Government of India, Ministry of Industrial Development, New Delhi regarding amendments issued to the Paper (Conservation and Regulation of Use) Order, 1974, published in the Gazette of India, Part II Section 3, sub-section (ii) dated 29th August 1975 and 12th November 1975 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

M. D. Govindaraj,
Under Secretary to Government,
Food and Forest Department.

GOVERNMENT OF INDIA.

MINISTRY OF INDUSTRIAL DEVELOPMENT

ORDERS

New Delhi, the 1st August 1974.

S. O. 465 (E).—Where the Central Government is of opinion that it is necessary and expedient so to do for maintaining and increasing supplies of paper an essential commodity;

Now, therefore, in exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely :—

1 Short title, extent and commencement.—(1) This order may be called the Paper (Control of Production) Order, 1974.

(2) It extends to the whole of India.

(3) It shall come into force at once.

2 Definitions.—In this order, unless the context otherwise requires;

(a) "coloured printing paper" means the common type of coloured printing paper of uniform formation, evenly finished and free from specks, holes or other blemishes, and suitable for printing.

(b) "cream laid or wove paper" means ordinary white or creamy writing paper, containing laid or wove marks, and having a smooth surface for writing.

(c) "duplicating paper" means any unsized or halfsized paper of absorbent nature used for making copies by means of cyclostyling.

(d) "Manufacture" means the process by which a manufacturer produces finished paper or paper board.

(e) "manufacturer" means a manufacturer of paper or paper boards or both, and registered with the Director General of Technical Development, Government of India.

(f) "offset or litho paper" means paper suitable for offset or litho printing process

(g) paper and paper board" means material commonly known as paper and paper boards, and includes packing paper, wrapping paper and speciality paper but does not include newsprint.

(h) "typing paper" means strong paper, bearing either laid or wove marks, half-sized and specially glazed for use on typewriters

(i) "white printing paper" means the common type of white printing paper of uniform formation, evenly finished and generally free from specks, holes or other blemishes, and suitable for printing.

(j) "quantity" means quantity by weight.

3 Regulation of production of paper.—Every manufacturer shall manufacture in respect of every month commencing on and from the 1st day of August, 1974, and every quarter commencing on and from the 1st day of October, 1974,

(a) "white printing paper upto the extent of atleast 30 per cent of the total quantity of paper and paper boards manufactured by him during the month or the quarter, as the case may be.

(b) cream laid or wave paper upto the extent of atleast 16 per cent of the total quantity of paper and paper boards manufactured by him during the month or the quarter, as the case may be.

(c) coloured printing papes upto the extent of atleast 1 5 per cent of the total quantity of paper and paper boards manufactured by him during the month or the quarter, as the case may be.

(d) duplicating paper upto the extent of at least 2 5 per cent of the total quantity of paper and paper boards manufactured by him during the month or the quarter, as the case may be.

(e) off-set and litho paper upto the extent of at least 6 5 per cent of the total quantity of paper and paper boards manufactured by him during the month or the quarter, as the case may be.

(f) typing paper upto the extent of atleast 0 5 per cent of the total quantity of paper and paper boards manufactured by him during the month or the quarter as the case may be.

4 Exemption.-Nothing in this order shall apply to a manufacturer who produces less than twenty tonnes of paper and paper boards per day.

5. Variation of the percentages specified in clause 3.-Where the installed capacity of a manufacturer is not sufficient to manufacture paper according to the percentages specified in clause 3, he shall manufacture white printing paper to the extent specified in sub-clause (a) of the said clause and shall manufacture the other varieties specified in sub-clauses (b) to (f) of the said clause in proportion to the percentages specified therein.

6. **Power to exempt.**— The Central Government may, having regard to the fact that the installed capacity of a manufacturer is for the manufacture of certain specialised varieties of paper or the fact that a manufacturer cannot produce white printing paper to the extent specified in sub-clause (a) of clause 3 except at a heavy cost, by order, exempt such manufacturer from the whole or part of the requirement of sub-clause (a) of clause 3 for such period as may be specified in such Order.

7. **Specifications of white printing paper.**—(1) The white printing paper required to be manufactured under clause 3 shall be tinted with blue pink or colours in such proportions as the Central Government may, from time to time, specify and its weight shall not exceed 60 grams per square metre.

(2) The white printing paper shall also conform to the specifications for white printing paper notified by the Indian Standards Institution from time to time.

(3) No manufacturer shall manufacture any other variety of paper tinted with blue, pink or other colour with which white printing paper is required to be tinted under sub-clause (1).

8. **Maintenance and production of books, accounts, etc.**—(1) Every manufacturer shall keep books of accounts and other records relating to the types of machineries installed in his factory, the production capacity of each machinery, the manufacture and sale of paper and paper boards.

(2) Every such book, account or record, shall, when so required be produced for inspection before the Central Government or any other officer specified by that Government in this behalf.

(3) Every manufacturer shall furnish to the Central Government such returns in such manner and at such times as the Central Government may specify.

[No. F. 14 (1) /74-paper]

GOVERNMENT OF INDIA

MINISTRY OF INDUSTRY AND CIVIL SUPPLIES

(Department of Industrial Development)

ORDERS

S. O. 458(E).—In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order further to amend the Paper (Conservation and Regulation of Use) Order, 1974, namely :-

1 (1) This Order may be called the Paper (Conservation and Regulation of Use) Amendment Order, 1975.

(2) It shall come into force at once.

2 In clause 2 of the Paper (Conservation and Regulation of Use) Order, 1974 (hereinafter referred to as the said Order).

(i) sub-clauses (b) (c),(e) and (g) shall be omitted;

(ii) in sub-clause (i), for the words "and speciality paper" the words "speciality paper, art paper, imitation art paper, and chromo paper" shall be substituted.

3 In clause 3 of the said Order

(a) for sub-clauses (ii) and (iii) the following sub-clauses shall be substituted, namely.

(ii) a diary, if the total surface of the pages meant for making a daily record of events exceeds 63,000 square centimetres

(iii) a calendar on any paper if the surface area of one side of a sheet or where there are more than one sheet, the aggregate surface area of one side of such sheets, exceeds 8700 square centimetres.

(b) sub-clause (iv) shall be omitted.

4 Clause 5 of the said Order shall be omitted.

S. O. 650(E).—In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order further to amend the Paper (Conservation and Regulation of Use) Order, 1974 namely :—

1 (1) This Order may be called the Paper (Conservation and Regulation of Use) Second Amendment Order, 1975.

(2) It shall come into force at once.

2 In the Paper (Conservation and Regulation of Use) Order 1974, after clause 4, the following clause shall be inserted namely.

"5 Power to exempt.—The Central Government may, having regard to the availability of paper during any period, by order, exempt the printing of advertisement of propaganda material, calendars, diaries or invitation or greeting cards from the operation of the provision of clause 3 for such period as may be specified in the Order"

S. O. 651 E) —In exercise of the powers conferred by clause 5 of the Paper (Conservation and Regulation of Use) Order 1974, the Central Government hereby exempts the printing of advertisement or propaganda material, calendars, diaries and invitation or greeting cards from the operation of the provisions of clause 3 of the said Order for a period up to and inclusive of the 31st March, 1976.

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PART IV—1-C

BANGALORE, WEDNESDAY MARCH 3, 1976
(PHALGUNA 13, SAKA ERA 1897). | No. 1239

GOVERNMENT OF INDIA

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS

(Legislative Department)

NOTIFICATION

New Delhi, the 3rd March, 1976
13*th Phalguna,* 1897 (*Saka*)

In pursuance of section 12 of the Representation of the People Act, 1951 (43 of 1951), the President is pleased to call upon the elected members of the Legislative Assembly or, as the case may be, the members of the Electoral College, of each State or the Union Territory concerned, specified in column 1 of the table below, elect, in accordance with the provisions of the said Act and the rules and orders made thereunder, the number of members specified against each such State or Union territory in column 2 of the said table, for filling the seats of the

members of the Council of States retiring on the 2nd April, 1976, on the expiration of their term of office, including the seat of a member representing the State of Maharashtra, who died on 4th July 1975 and would have otherwise retired on 2nd April, 1976, and the seats of two members representing the State of Uttar Pradesh, of whom one died on 19th April 1975 and the other resigned on 10th January 1976 and both of whom would have otherwise retired on 2nd April, 1976 :—

TABLE

Name of State/ Union territory	*Number of members to be elected*
1	2
1. Andhra Pradesh	6
2. Assam	2
3. Bihar	8
4. Gujarat	4
5. Haryana	1
6. Himachal Pradesh	1
7. Jammu and Kashmir	2
8. Karnataka	4
9. Kerala	3
10. Madhya Pradesh	6
11. Maharashtra	6
12. Orissa	3
13. Punjab	3
14. Rajasthan	3
15. Uttar Pradesh	11
16. West Bengal	5
17. Delhi	1

[No.F.13(1)/76-Leg.II]

K. K. SUNDARAM,
Secretary.

ELECTION COMMISSION OF INDIA

New Delhi-1.

Dated 3rd March, 1976.
Phalguna 13, 1897 (*Saka*).

NOTIFICATION

No. 318/76(1). Whereas the President has, by notification published in the *Gazette of India* on the 3rd March, 1976, called upon the elected members of the Legislative Assembly of each State, or, as the case may be, the Electoral College for the Union Territory, specified in c olumn 1 of the Table below to elect to the Council of States the member or members specified in the corresponding entry in column 2 of the said Table, against that State or Union Territory :—

TABLE

Name of State/ Union Territory	*Number of seats to be filled*
1	2
1. Andhra Pradesh	6
2. Assam	2
3. Bihar	8
4. Gujarat	4
5. Haryana	1
6. Himachal Pradesh	1
7. Jammu and Kashmir	2
8. Karnataka	4
9. Kerala	3
10. Madhya Pradesh	8
11. Maharashtra	6
12. Orissa	3
13. Punjab	3

1	2
14. Rajasthan	3
15. Uttar Pradesh	11
16. West Bengal	5
17. Delhi	1

Now, therefore, in exercise of the powers conferred by sub-section(1) of Section 39 of the Representation of the People Act, 1951, the Election Commission hereby appoints with respect to the said election—

(*a*) 10 March, 1976, (Wednesday), as the last date for making nominations;

(*b*) 11 March, 1976, (Thursday), as the date for the scrutiny of nominations;

(*c*) 13 March, 1976, (Saturday), as the last date for the withdrawal of candidatures;

(*d*) 27 March, 1976, (Saturday), as the date on which a poll shall if necessary, be taken; and

(*e*) 30 March, 1976, (Tuesday), as the date before which the election shall be completed.

By order,

A. N. SEN,
Secretary to the Election Commission of India.

ELECTION COMMISSION OF INDIA

New Delhi-1

Dated 3rd March 1976

Phalguna 13, 1897 (*Saka*).

NOTIFICATION

No. 318/76 (2). In exercise of the powers conferred by section 56 of the Representation of the People Act, 1951, the Election Commission hereby fixes the hours specified in column 2 of the Table below, as the hours during which the poll shall, if necessary, be taken at the biennial election to the Council of States, in the State and Union Territory specified in the corresponding entry in column 1 of the said Table, to be held in pursuance of the President's notification published in the *Gazette of India* on the 3rd March 1976.

TABLE

Name of State/Union Territory	*Hours of Poll*
1	2
1. Andhra Pradesh	10.00 A.M. to 4-00 P.M.
2. Assam	10-00 A.M. to 3-00 P.M.
3. Bihar	11-00 A.M. to 4-00 P.M.
4. Gujarat	9-00 A.M. to 12-00 NOON
5. Haryana ..	11-00 A.M. to 3-00 P.M.
6. Himachal Pradesh	11-00 A.M. to 2-00 P.M.
7. Jammu and Kashmir	11-00 A.M. to 3-00 P.M.
8. Karnataka	10-00 A.M. to 1-00 P.M.
9. Kerala	9-00 A.M. to 2-00 P.M.
10. Madhya Pradesh	10-00 A.M. to 4-00 P.M.
11. Maharashtra	10-00 A.M. to 1-00 P.M.
12. Orissa	10-00 A.M. to 2-00 P.M.
13. Punjab	10-00 A.M. to 3-00 P.M.
14. Rajasthan	10-00 A.M. to 4-00 P.M.
15. Uttar Pradesh	10-30 A.M. to 3-30 P.M.
16. West Bengal	10-00 A.M. to 4-00 P.M.
17. Delhi ..	10-00 A.M. to 1-30 P.M.

By Order,

A. N. SEN,

Secretary to the Election Commission of India.

ELECTION COMMISSION OF INDIA

ASHOK ROAD,
NEW DELHI-110001

Dated 3 *March* 1976
Phalguna 13, 1897 (*Saka*)

NOTIFICATION

No. 318/76 (3). In pursuance of the provisions of section 21 of the Representation of the People Act, 1951 the Election Commission hereby designates, in consultation with the Government of State/Union Territory, specified in column 1 of the Table below, the officer specified in the corresponding entry in column 2 of the said Table to be the Returning Officer, in respect of the biennial election to the Council of States to be held in the said State/Union Territory in pursuance of the President's notification published in the *Gazette of India* on 3rd March 1976.

TABLE

Name of the State/ Union Territory	*Officer designated as Returning Officer*
1	2
1. Andhra Pradesh ..	Sri G. Ramachandra Naidu, Secretary, Andhra Pradesh Legislature, Hyderabad.
2. Assam ..	The Secretary, Assam Legislative Assembly, Dispur.
3. Bihar ..	The Secretary, Bihar Vidhan Sabha Sachivalaya, Patna.
4. Gujarat ..	The Secretary, Gujarat Legislature Secretariat, Gandhinagar.
5. Haryana ..	The Secretary, Haryana Vidhan Sabha, Chandigarh.
6. Himachal Pradesh	The Secretary, Himachal Pradesh Vidhan Sabha, Simla.

1		2
7.	Jammu and Kashmir ..	The Secretary, Jammu and Kashmir Legislative Assembly, Jammu.
8.	Karnataka ..	The Secretary, Karnataka Legislature, Vidhana Soudha, Bangalore.
9.	Kerala ..	Dr. R. Prasannan, Secretary, Legislative Assembly, Kerala, Trivandrum.
10.	Madhya Pradesh ..	Shri Kailash Kishore Gupta, Secretary, Madhya Pradesh Vidhan Sabha, Bhopal.
11.	Maharashtra ..	Shri G. S. Nande, Additional Secretary, Maharashtra Legislature Secretariat, Bombay.
12.	Orissa ..	The Secretary, Orissa Legislative, Assembly, Bhubaneswar.
13.	Punjab ..	The Secretary, Punjab Vidhan Sabha, Chandigarh.
14.	Rajasthan ..	The Secretary, Rajasthan Legislative Assembly, Jaipur.
15.	Uttar Pradesh ..	The Secretary, Uttar Pradesh Vidhan Sabha, Lucknow.
16.	West Bengal .	The Secretary, West Bengal Legislative Assembly, Calcutta.
17.	Delhi ..	The Secretary (Law and Judicial), Delhi Administration, Delhi.

By Order,

A. N. SEN,

Secretary to the Election Commission of India.

ELECTION COMMISSION OF INDIA

Ashok Road,
New Delhi–110001,

dated 3rd March 1976
Phalguna 13, 1897 (*Saka*)

NOTIFICATION

No. 313/73(4). In exercise of the powers conferred by sub-section (1) of section 22 of the Representation of the People Act, 1951, the Election Commission hereby appoints the officer of Government specified in column 2 of the Table below, to assist the Returning Officer, appointed, *vide* Commission's Notification No. 318/76 (3), dated the 3rd March 1976 for the State/Union Territory specified in the corresponding entry in Column 1 of the said Table, in the performance of his functions :—

TABLE

Name of the State/ Union Territory	*Officer appointed as Assistant Returning Officer*
1	2
1. Andhra Pradesh ..	Sri K. Kutumba Rao, Assistant Secretary, Andhra Pradesh Legislature, Hyderabad.
2. Assam ..	The Deputy Secretary, Assam Legislative Assembly, Dispur.
3. Bihar ..	Sri Jagadishawari Prasad Varma, Deputy Secretary, Bihar Vidhan Sabha Sachivalaya, Patna.
4. Gujarat ..	The Deputy Secretary, Gujarat Legislature Secretariat, Gandhinagar.
5. Haryana ..	The Deputy Secretary, Haryana Vidhan Sabha, Chandigarh.
6. Himachal Pradesh ..	The Deputy Secretary, Himachal Pradesh Vidhan Sabha, Simla.
7. Jammu and Kashmir	The Deputy Secretary, Jammu and Kashmir Legislative Assembly, Jammu.

1		2
8. Karnataka	..	The Joint Secretary, Karnataka Legislature, Vidhana Soudha, Bangalore.
9. Kerala	..	Smt. A. P. Elizabeth, Joint Secretary, (Legislation), Legislative Assembly, Kerala, Trivandrum.
10. Madhya Pradesh	..	Shri R. S. Saxena, Special Secretary, Madhya Pradesh Vidhan Sabha, Bhopal.
11. Maharashtra	..	Shri V. M. Subrahmanyam, Deputy Secretary, Maharashtra Legislature Secretariat, Bombay.
12. Orissa	..	The Assistant Secretary, Orissa Legislative Assembly, Bhubaneswar.
13. Punjab	..	The Deputy Secretary (1), Punjab Vidhan Sabha, Chandigarh.
14. Rajasthan	..	The Deputy Secretary, Rajasthan Legislative Assembly, Jaipur.
15. Uttar Pradesh	..	Shri Uma Shankar, Under Secretary, Uttar Pradesh Vidhan Sabha, Lucknow.
16. West Bengal	..	Shri S. Moitra, Deputy Secretary, West Bengal Legislative Assembly, Calcutta.
17. Delhi	..	Shri V. S. Aggarwal, Under Secretary, (Law and Judicial), Delhi Administration Delhi.

By Order,

A. N. SEN,

Secretary to the Election Commission of India.

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Reg. No. KRNA—25.

Karnataka Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV—1-C

BANGALORE, FRIDAY, MARCH 5, 1976
(PHALGUNA 15, SAKA ERA 1897.) | No. 1301

FOOD AND FOREST SECRETARIAT

Notification No. FFD 103 FCS 74.

Bangalore, dated the 5th March 1976.

Ordered that the accompanying Order No. 1 (19) 74-LRG, dated 5th February 1976 of the Government of India, Ministry of Industry and Civil Supplies (Department of Industrial Development), New Delhi rescinding the Tyres and Tubes (Movement Control) Order, 1974 dated 29th April 1974 published in the *Gazette of India* Extraordinary Part II, Section 3, sub-section (ii), dated 5th February 1976 be republished in the *Karnataka Gazette* (Extraordinary) for general information.

By Order and in the name of the Governor of Karnataka,

M. D. GOVINDARAJ,
Under Secretary to Government,
Food and Forest Department.

GOVERNMENT OF INDIA

MINISTRY OF INDUSTRY AND CIVIL SUPPLIES
(Department of Industrial Development)

New Delhi, the 5th February, 1976.

ORDER

S. O. In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955), read with section 21 of the General Clauses Act, 1897 (10 of 1897), the Central Government hereby rescinds with immediate effect, the Tyres and Tubes (Movement Control) Order, 1974 except as respects things done or omitted to be done under the Order before such rescission.

[No. 1-(19)/74-LRG]

S. B. SUBRAMANIAN,
Under Secretary to Government of India.

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arnataka Gazette

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PART IV—1-C

BANGALORE, MONDAY, MARCH 15, 1976
(PHALGUNA 25, SAKA ERA 1897).

No. 1474

FOOD AND FOREST SECRETARIAT

Notification No. FFD 57 FSU 74,

Bangalore, dated 15th March 1976.

Ordered that the accompanying order No. GSR 67 (E)/ESS/Com. Sugar dated 9th February 1976 of Government of India, Ministry of Agriculture and Irrigation, (Department of Food), New Delhi namely the Sugar (Price determination for 1975-76 production) Amendment Order, 1976 published in the Gazette of India (Extraordinary) Part II Section 3, Sub-Section (i) dated 9th February 1976 be republished in the *Karnataka Gazette* (Extraordinary) for general information.

By Order and in the name of the Governor of Karnataka.

M. D. GOVINDARAJ,
Under Secretary to Government,
Food and Forest Department.

GOVERNMENT OF INOIA/BHARAT SARKAR

MINISTRY OF AGRICULTURE & IRRIGATION/KRISHI AUR

SINCHAI MANTRALAYA

Department of Food/Khadya Vibhag.

New Delhi, the 9th February, 1976.

20th Magha, 1897.

ORDER

G, S. R. 76 (E)/Ess. Com. /Sugar.—In exercise of the powers conferred by sub-section (3C) of section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order to amend the Sugar (Price Determination for 1975-76 Production) Order, 1975, namely :—

1. Short title and commencement :—(1) This Order may be called the Sugar (Price Determination for 1975-76 Production) Amendment Order, 1976.

(2) It shall come into force with immediate effect.

2. In the Sugar (Price Determination for 1975-76 Production) Order, 1975 (herein-after referred to as the said Order), after clause 2 the following clause shall be inserted namely :—

"3. Notwithstanding any provision, in respect of price to be paid to a producer, contained in the Orders, issued before the commencement of the Sugar (Price Deter, mination for 1975-76 Production) Amendment Order-1976, under sub-clause (1) of clause 2 of the levy Sugar Supply (Control) Order, 1972, requiring such producer to sell any sugar out of the production of the year 1975-76 (Whether to the Central Government or a State Government or to an officer or agent of such Government or to any other person or class of persons), the prices hereby determined and specified in columns (2) to (7) of Schedules I and II to this Order shall apply to all sugar delivered on or after the 9th February, 1976 against the said Orders under sub-clause (1) of clause 2 of the levy Sugar Supply (Control) Order, 1972."

3. For Schedules I and II annexed to the said Order, the following Schedules shall be substituted, namely :—

"SCHEDULE-I"

(*See Clause* 2)

Prices for delivery into railway wagons 9 (Rupees per quintal) Gradewise for ISS Grades (Excluding Excise Duty).

Area	Indian Sugar Standard (ISS) Grades of Sugar					
	A—30 B—30 C—30	D—30	E—30	A—29 B—29 C—29	D—29	E—29
1	2	3	4	5	6	7
Panjab	213.24	212.09	211.54	212.24	211.24	210.74
Haryana	210.04	208 89	208.34	209.04	208.04	207.54
Rajasthan	207 65	206.50	205.95	206.65	205.65	205.15
West U. P.	163.68	162.53	161.98	162.68	161.68	161.18
Central U. P.	178.03	176.88	176.33	177.03	176 03	175.53
East U. P.	207.38	206.23	205.68	206.38	205.38	204.88
North Bihar	242.67	241.52	240.97	241.67	240.67	240.17
South Bihar	288 62	287.47	286.92	287 62	286 62	286.12
Gujarat	149.96	148.81	148.06	148.76	147.76	147.26
Madhya Pradesh	201.56	200.41	199.86	200 56	199.56	199 06
Maharashtra and Goa	144 96	143.81	143 26	143.96	142.96	142.46
Karnataka	142.71	141.56	141.01	141.71	140.71	140.21
Andhra Pradesh	127.86	126 71	126 16	126 86	125.86	125.36
Tamil Nadu and Pondicherry	185.49	184.34	183.79	184.49	183.49	182.99
Assam, Orissa, West Bengal & Nagaland	190.55	189.40	188.85	189.55	188.55	188.05
Kerala	214.69	213.54	212.99	213.69	212.69	2 2.19

SCHEDULE—II

(See Clause 2)

Prices for delivery into buyer's carts, lorries or other means of transport at the factory gate/ Factory godown (Rupees per quintal) Grade-wise for ISS Grades (Exclusive of Excise duty).

Area	Indian Sugar Standard (ISS) grades of Sugar					
	A—30 B—30 C—30	D—30	E—30	A—29 B—29 C—29	D—29	E—29
1	2	3	4	5	6	7
Panjab	213.02	211.87	211 32	212.02	211.02	210.52
Haryana	209.76	268.61	208.06	208.76	207.76	207.26
Rajasthan	207.45	206.30	205.75	206.45	205.45	204.95
West U. P.	163.48	162.33	161.78	162 48	161.48	160.98
Central U.P.	177.83	176.68	176.13	176.83	175.83	175 33
East U. P.	207.17	206.02	205 47	206.17	205 17	204.67
North Bihar	242 59	241.44	240.89	241 59	240.59	240 09
South Bhihar	288.54	287.39	286.84	287 54	286.54	286.84
Gujarat	149.66	148 51	147.96	148.66	147.66	147.16
Madhya Pradesh	201.39	200.24	199 69	200.39	199.39	198.89
Maharashtra & Goa	144.66	143.51	142.96	143 66	142.66	142.16
Karnataka	142 53	141.38	140.83	141 53	140.53	140.03
Andhra Pradesh	127.59	126 44	125.89	126.59	125.59	125.09
Tamil Nadu & Pondicherry	185 39	184 24	183 69	184.39	183.39	182 89
Assam, Nagaland Orissa & West Bengal	190.55	189.40	188.85	189,55	188.55	188.05
Kerala	214.69	213.54	212.99	213.69	212.69	212.19

S. V. SAMPATH,

Joint Secretary to the Government of India.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore

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Karnataka Gazette

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(EXTRAORDINARY)
PART IV—1-C

BANGALORE, MONDAY, MAY 3, 1976
(VAISHAKHA 13, SAKA ERA 1898). | No. 2278

ELECTION COMMISSION OF INDIA

ASHOK ROAD,
NEW DELHI-1.
Dated 3 May, 1976.
13 Vaisakha 1898

NOTIFICATION

No. 100/KT-LC/1/76(1).—Whereas a vacancy has occurred in the Karnataka Legislative Council by reason of the resignation of Shri F. M. Khan, a member elected to that Council by the members of the Legislative Assembly of the State of Karnataka, before the expiration of his term of office;

Now, therefore, in pursuance of the provisions of section 151 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby calls upon the members of the Legislative Assembly of the State of Karnataka to elect before 28 May 1976 (Friday), a person to fill the vacancy so caused, in accordance with the provisions of the said Act and of the Rules and Orders made thereunder.

By Order,
V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

NOTIFICATION

No. 100/KT-LC/1/76(2).—In pursuance of the provisions of sub-section (1) of section 39 of the Representation of the People Act, 1951 (43 of 1951), the 'Election Commission' hereby appoints, with respect to the bye-election to the Karnataka Legislative Council to be held in pursuance of its Notification No. 100/KT-LC/1/76(1), dated 3 May 1976:—

(a) 10 May 1976 (Monday), as the last date for making nominations;

(b) 11 May 1976 (Tuesday), as the date for the scrutiny of nominations;

(c) 13 May 1976 (Thursday), as the last date for the withdrawal of candidatures;

(d) 26 May 1976 (Wednesday), as the date on which a poll shall, if necessary, be taken; and

(e) 28 May 1976 (Friday), as the date before which the election shall be completed.

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

NOTIFICATION

No. 100/KT-LC/1/76(3).—In pursuance of section 56 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby fixes the hours from 10 a.m. to 2 p.m. as the hours during which a poll shall, if necessary, be taken for the bye-election to the Karnataka Legislative Council to be held in pursuance of its notification No 100/KT-LC/76(1), dated 3 May 1976.

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

NOTIFICATION

No. 100/KT-LC/1/76(4).—In pursuance of the provisions of section 21 of the Representation of the People Act, 1951 (43 of 1951) the Election Commission, in consultation with the Government of Karnataka hereby designates the Additional Secretary, Karnataka Legislature, to be the Returning Officer for the bye-election to the Karnataka Legislative Council to be held in pursuance of its notification No. 100/KT-LC/1/76(1), dated 3 May 1976.

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

NOTIFICATION

No. 100/KT-LC/1/76 (5).—In exercise of the powers conferred by section 22 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby appoints the Joint Secretary, Karnataka Legislature, to assist the Returning Officer for the bye-election to the Karnataka Legislative Council to be held in pursuance of its notification No. 100/KT-LC/1/76 (1), dated 3 May 1976 in the performance of this functions.

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

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Karnataka Gazette

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PART IV—1-C

BANGALORE, FRIDAY, MAY 7, 1976
(VAISHAKHA 17, SAKA ERA 1898).

No. 2399

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

NOTIFICATION

No. LAW 5 EBE 76 Bangalore, dated 7th May 1976.

In exercise of the powers conferred by Section 16 of the Representation of the People Act, 1951 (Central Act XLIII of 1951) the Governor of Karnataka is pleased to call upon the members of the Karnataka Legislative Assembly to elect seven members to the Karnataka Legislative Council for the purpose of filling the seats of seven members in the said Council retiring on the 11th June, 1976, on the expiration of their term of office, in accordance with the provisions of the said Act, and of the rules and orders made thereunder.

UMA SHANKAR DIKSHIT
GOVERNOR OF KARNATAKA

By Order and in the name of the Governor of Karnataka,

D. BALAGOPALAN,
Special Secretary to Government,
Department of Law and Parliamentary Affairs
(Elections).

ELECTION COMMISSION OF INDIA

ASHOKA ROAD,

NEW DELHI-1.

Dated 7 May, 1976.
17, Vaisakha 1898.

NOTIFICATION

No. 322/KT/76(1).—Whereas the Governor of Karnataka has by notification published in the official Gazette of the State on 7 May, 1976, called upon the members of the Karnataka Legislative Assembly to elect seven Members to the Legislative Council of Karnataka ;

Now, therefore, in pursuance of sub-section (1) of section 39 of the Representation of the People Act, 1951 the Election Commission hereby appoints for the said election :—

(a) 14 May, 1976 (Friday), as the last date for making nominations ;

(b) 15 May 1976 (Saturday) as the date for the scrutiny of nominations ;

(c) 17 May 1976 (Monday), as the last date for the withdrawal of candidatures ;

(d) 27 May, 1976 (Thursday), as the date on which a poll shall, if necessary, be taken ; and

(e) 31 May, 1976 (Monday), as the date before which the election shall be completed.

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

ELECTION COMMISSION OF INDIA

ASHOKA ROAD,
NEW DELHI-1.

Dated 7 May, 1976.
17, Vaisakha, 1898.

NOTIFICATION

No. 322/KT/76(2).—In pursuance of section 56 of the Representation of the People Act, 1951, the Election Commission hereby fixes the hours from 10. 00 A.M. to 2.00 P. M. as the hours during which the poll shall, if necessary, be taken for the election to the Karnataka Legislative Council by the members of the Legislative Assembly to be held in pursuance of the Governor's notification published in the State Gazette on 7 May 1976.

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

ELECTION COMMISSION OF INDIA

ASHOKA ROAD,
NEW DELHI-1.
Dated 7 May, 1976.
17 Vaisakha, 1898

NOTIFICATION

No. 322/KT/76 (3).—In pursuance of section 21 of the Representation of the People Act, 1951 (43 of 1951) the Election Commission in consultation with the Government of Karnataka, hereby designates the Additional Secretary, Karnataka Legislature, to be the Returning Officer for the Election to the Karnataka Legislative Council by the members of the Karnataka Legislative Assembly to be held in pursuance of the Governor's notification, published in the State Gazette on 7 May, 1976.

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN
ASHOKA ROAD,
NEW DELHI-1.

Dated 7 May, 1976.
17, Vaisakha, 1898.

NOTIFICATION

No. 322/KT/76 (4).—In exercise of the powers conferred by sub-section (1) of section 22 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby appoints the Joint Secretary, Karnataka Legislature, to assist the Returning Officer for the Election to the Karnataka Legislative Council by the members of the Karnataka Legislative Assembly to be held in pursuance of Governor's notification published in the Official Gazette of the State on 7 May, 1976.

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

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Reg. No. KRNA—24

Karnataka Gazette

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(EXTRAORDINARY)

PART IV—1-C

BANGALORE, FRIDAY, MAY 7, 1976
(VAISHAKHA 17, SAKA ERA 1898).

No. 2400

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

NOTIFICATION

No. LAW 5 EBE 76, Bangalore, dated the 7th May, 1976.

In exercise of the powers conferred by Section 16 of the Representation of the People Act, 1951 (Central Act XLIII of 1951), the Governor of Karnataka is pleased to call upon each of the following Council Constituencies to elect the number of members specified against each such constituency to the Karnataka Legislative Council, in accordance with the provisions of the said Act and of the rules and orders made thereunder, for the purpose of filling the seats of members of the said council representing the said constituencies who are retiring on the 11th June, 1976 on the expiration of their term of office, namely :—

	Name of Constituency		No. of members to be elected
1	Bangalore Graduates	...	2
2	Karnataka South-West Teachers	...	1
3	Karnataka South-Central Teachers	...	1
4	Gulbarga Local Authorities	...	1
5	Bangalore Local Authorities	...	1
6	Shimoga-*cum*-Chikmagalur Local Authorities	...	1
7	Tumkur Local Authorities	...	1
8	Mysore-*cum*-Coorg Local Authorities	...	1
9	Raichur Local Authorities	...	1
10	Bellary Local Authorities	...	1

UMA SHANKAR DIKSHIT
GOVERNOR OF KARNATAKA

By Order and in the name of the Governor of Karnataka,

D. BALAGOPALAN,

Special Secretary to Government,
Department of Law and Parliamentary Affairs
(Elections)

ELECTION COMMISSION OF INDIA

ASHOK ROAD,
NEW DELHI-1,
Dated 7 May 1976.
17, Vaishakha 1898.

NOTIFICATION

No. 322/KT/76 (5).—Whereas the Governor of Karnataka has, by notification published in the official gazette of the State on 7 May 1976, called upon the Council Constituencies mentioned in column 1 of the Table below to elect the number of member(s) specified in the corresponding entries in column 2 thereof, to the Legislative Council of Karnataka :—

TABLE

	Name of Constituency		No. of seats to be filled
1	Bangalore Graduates'	...	2
2	Karnataka South-West Teachers'	...	1
3	Karnataka South-Central Teachers'	...	1
4	Gulbarga Local Authorities'	...	1
5	Bangalore Local Authorities'	...	1
6	Shimoga-*cum*-Chikmagalur Local Authorities'		1
7	Tumkur Local Authorities'	...	1
8	Mysore-*cum*-Coorg Local Authorities'	...	1
9	Raichur Local Authorities'	...	1
10	Bellary Local Authorities'	...	1

Now, therefore, in pursuance of section 30 of the Representation of the People Act, 1951, the Election

Commission hereby appoints for each of the said elections :—

(a) 14 May 1976 (Friday) as the last date for making nominations ;

(b) 15 May 1976 (Saturday) as the date for the scrutiny of nominations ;

(c) 17 May 1976 (Monday) as the last date for the withdrawal of candidatures

(d) 6 June 1976 (Sunday) as the date on which a poll shall, if necessary, be taken ; and

(e) 9 June 1976 (Wednesday) as the date before which the election shall be completed.

By Order,

V. NAGASUBRAMANIAN,

Secretary to the Election Commission of India

ELECTION COMMISSION OF INDIA

ASHOK ROAD,

NEW DELHI-1.

Dated 7 May 1976
17 Vaishakha, 1898.

NOTIFICATION

No. 322/KT/76(6).—In pursuance of section 56 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby fixes the hours from 10.00 A.M. to 5.00 P.M. as the hours during which the poll shall, if necessary, be taken at the elections from the Council Constituencies to the Legislative Council of Karnataka, to be held in pursuance of the Governor's notification published in the State Gazette on 7 May 1976.

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

Printed by the Director of Printing, Stty, & Publications at the Govt. Press, B'lo

2400

Reg No. KRNA—25.

Karnataka Gazette

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PART IV—1-C

BANGALORE, FRIDAY, MAY 14, 1976
(VAISHAKHA 24, SAKA ERA 1898).

No. 2473

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 10 EBE 76.

Bangalore, dated the 14th May 1976.

In pursuance of the provisions of Section 67 of the Representation of the People Act, 1951 (Central Act 43 of 1951), the following declaration is published for general information :—

DECLARATION

Bye-election to the Legislative Council of Karnataka by the Members of the Karnataka Legislative Assembly.

In pursuance of the provisions contained in sub-section (2) of Section 53 of the Representation of the People Act,

1951 read with sub-rule (1) of Rule 11 of the Conduct of Elections Rules, 1961, I declare that —

SHRI MUJAWAR ABDUL GAFFAR HUSSAIN SAB, CLUB ROAD, BELGAUM

has been duly elected to fill the vacancy caused in that House by the resignation of Shri F. M. Khan.

Place : Bangalore. K. S. THIMMAPPA GOWDA,
Date : 13th May, 1976. *Returning Officer.*

By Order and in the name of the Governor of Karnataka,

D. BALAGOPALAN,
Special Secretary to Government,
Department of Law and Parliamentary Affairs
(Election).

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

Reg. No. KRNA—25.

Karnataka Gazette

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PART IV—1-C

BANGALORE, THURSDAY, MAY 20, 1976
(VAISHAKHA 30, SAKA ERA 1898)

No. 2691

ELECTION COMMISSION OF INDIA

NOTIFICATION

Bangalore, dated 20th May 1976.

No. LAW 9 EBE 76.—In pursuance of sub-rule (2) of Rule 11 of the Conduct of Elections Rules, 1961, the following is published for general information :-

FORM 7B

List of Contesting Candidates

[*See* Rule 10(1)]

Election to the Legislative Council of Karnataka by the Members of the Legislative Assembly.

Sl. No.	Name of candidate	Address of candidate
1	2	3
1.	Abdul Nazir Sab	Ex-Municipal President, Gundlupet, Mysore District.
2.	T.N. Narasimha Murthy	51, Manjunatha Nivas, Karunapura, Mysore-7.
3.	Patil Basanagouda Mallanagouda	31, Akkamahadevi Road, Bijapur.
4.	Potdar Rambhau Bhimrao	Ananthashayan Galli, Belgaum.
5.	M. Raghupathy	325, Model Colony, Yeshavantapur Post, Bangalore-560022.
6.	D. Rajagopal	35, Norris Road, Bangalore-560025
7.	M. S. Rajagopal	No. 13, IV Main Road, Vidyaranyapuram, Mysore.
8.	P. Venkatagiriyappa	Advocate and Ex-M.L.A., Petachamanahalli Extension, Kolar.
9.	P. Venkataramana.	No. 278/34, Upper Palace Orchards, Sadashivanagar, Bangalore-560006.

Place : Bangalore.

Date : 17-5-1976.

K. S. THIMMAPPA GOWDA,
Returning Officer and Joint Secretary,
Karnataka Legislature, Bangalore.

FORM 7B

List of Contesting Candidates

[*See* Rule 10 (1)]

Election to the Legislative Council of Karnataka from the Bangalore Graduates' Constituency.

Sl. No.	Name of candidate	Address of candidate
1	2	3
1	Krishna Iyer V. S.	No. 23 (New 79) Shankarapura, Bangalore-4.
2	K. G. Gowda	No. 803, 3rd Block, Rajajinagar, Bangalore-10.
3	Gundaiah Setty	No. 330, Chandakula, 22nd Cross I & III East Block, Jayanagar, Bangalore.
4	Thimmarayigowda T. K.	No. 128, 16th Main II Block, Banashankari II Stage, Bangalore.
5	Nasarulla Sheriff	No. 9, Stephins Road, Frazer Town, Bangalore-5.
6	Mallikarjuna, S. Nijaguli	28, II Cross Gandhinagar, Bangalore-9.
7	Mahadevaswamy C.	259/1, II Block, Thyagarjanagar, Bangalore.
8	Rame Gowda B. R.	No. 47, N. G. E. F. Colony, Indiranagar, Bangalore-38.
9	Vamadevaiah S. M.	Q-30/1, 6th Cross Maruthi Extension, Nagappa Block, Bangalore-21.
10	Somasekhara Reddy H. T.	810, H. A. L. II Stage, Indiranagar, Bangalore.

RAGHAVENDRA RAO,

Place : Bangalore,
Date : 17-5-1976.

Assistant Returning Officer and Headquarters Assistant to the Deputy Commissioner Bangalore District, Bangalore.

FORM 7B

List of Contesting Candidates

[*See* Rule 10 (1)]

Election to the Legislative Council of Karnataka from the Karnataka South-West Teachers' Constituency :

Sl. No	Name of candidate	Address of candidate
1	2	3
1	Gowda V. H.	... Advocate, "Ajantha", 8th Cross, Saraswathipuram, Mysore-570009.
2	Channabasavaiah S.	... No. 201, Cottonpet Main Road Bangalore-2A
3	Channegowda H. R.	... No. 901, Behind Sandal Koti, K. R. Puram, Hassan.
4	Nanjaraj Urs P. V.	... No. 523 2nd Ramachandra Agrahar, Mysore.
5	Pandit B. S.	... No. 131, Ashoka Road, East Cross 35, Halladakeri, Laskar Mohalla, Mysore-1.
6	Sathyanarayana Rao M	... No. 1498/6-A, Rama Iyer Road, K. M Puram, Mysore-570004.

Place : Mysore

Date :- 17-5-1976.

M ARYA MITRA,
Returning Officer and Deputy Commissioner,
Mysore District, Mysore.

FORM-7B

List of Contesting Candidates

[*See* Rule 10 (1)]

Election to the Legislative Council of Karnataka from the Karnataka South-Central Teachers' Constituency:—

Sl. No	Name of candidate	Address of candidate
1	2	3
1	Mallur Ananda Rao	37 – II Main Road, Palace Guttahalli, Bangalore.
2	T. A. Reddy	Advocate, Chitradurga.

Place : Mangalore
Date : 17—5—1976.

V. B. BADAMI,
Returning Officer and Deputy Commissioner,
South Kanara District, Mangalore.

FORM—7B

List of Contesting Candidates

[See Rule 10 (1)]

Election to the Legislative Council of Karnataka from the Gulbarga Local Authorities' Constituency.

Sl. No.	Name of candidate	Address of candidate
1	2	3
1	Govind P. Vadeyaraj	M.L.C., Housing Board Colony, Behind District Court, Gulbarga-2.
2	Baswantrao Shivappgowd	Post Kolkur at Raddewadgi, Taluk Jewargi, District Gulbarga.

Place : Gulbarga,
Date : 17-5-1976

S. N. SHANTKUMAR,
Returning Officer and Deputy Commissioner
Gulbarga District, Gulbarga.

FORM 7 B

List of Contesting Candidates

[*See* Rule 10 (1)]

Election to the Legislative Council of Karnataka from the Bangalore Local Authorities' Constituency.

Sl. No.	Name of candidate	Address of candidate
1	2	3
1.	Channabyre Gowda, B.	Hoskote Town, Bangalore District.
2.	Dayananda Sagar, R.	No 1, Vani Vilas Road, Basavangudi, Bangalore-4.
3.	Sadashivaradhya, N. K.	President, Town Municipal Council, Nelamangala, Bangalore District.

Place: Bangalore
Date: 17-5-1976

RAGHAVENDRA RAO,
Assistant Returning Officer and Headquarters Assistant to the Deputy Commissioner, Bangalore District Bangalore.

FORM 7 B

List of Contesting Candidates

[*See* Rule 10 (1)]

Election to the Legislative Council of Karnataka from the Shimoga-*cum*-Chikmagalur Local Authorities' Constituency.

Sl. No.	Name of candidate	Address of candidate
1	2	3
1	Ameer Ahmed, B. H.	Ameer Ahmed B. H., Door No. 468/6, B. H. Road, Shimoga City.
2	Yediyurappa. B. S.	Yediyurappa B. S., S/o Sidlingappa, Haraleanekeri, Shikaripur.
3	Lingamariyappa, H. M	Lingamariyappa H. M., Ex-President, Tilak Nagar, Shimoga.
4	Viswanatha, B. S.	Viswanatha B. S. Sri Rameswara Rice Mills, Thirthahalli.
5	Somasekharappa, I.	Somasekharappa I, B SC., LL B., Advocate, Shiralkoppa, Shimoga District.

Place: Shimoga,
Date: 17-5-1976

P. G. PURANIK,
Returning Officer and Deputy Commissioner, Shimoga District, Shimoga.

FORM 7B

List of Contesting Candidates

[*See* Rule 10 (1)]

Election to the Legislative Council of Karnataka from the Tumkur Local Authorities' Constituency.

Sl.No.	Name of candidate	Address of candidate
1	2	3
1	B. G. Bhagavan	Kadaba, Gubbi Taluk, Tumkur District.
2	M. R. Ramanna	Maranagere, Tiptur Taluk, Tumkur District.

H. BASAVAIAH,
Returning Officer and Deputy Commissioner,
Tumkur District, Tumkur.

Place : Tumkur,
Date : 17—5—1976

FORM 7B

List of Contesting Candidates

[*See* Rule 10 (1)]

Election to the Legislative Council of Karnataka from the Mysore cum-Coorg Local Authorities' Constituency.

Sl. No.	Name of candidate	Address of candidate
1	2	3
1	Kariappa Gowda D	Advocate, Hunsur
2	Basappa M. C.	Maleyur, Harve Hobli, Chamarajanagar Taluk.
3	Mahadevappa R.	Municipal Councillor, Durgi Street, Ramasamudra Town.

M. ARYA MITRA,
Returning Officer and Deputy Commissioner,
Mysore District, Mysore.

Place : Mysore
Date : 17-5-1976

FORM 7B

List of Contesting Candidates

[*See* Rule 10 (1)]

Election to the Legislative Council of Karnataka from the Raichur Local Authorities' Constituency.

Sl. No	Name of candidate	Address of candidate
1	2	3
1	Smt. Basawarajeswari Sharanabasawaraj	Smt. Basawarajeswari, P.O. Dhadesugur, District Raichur.
2	Rajasekharappa Mareppa	Sri K. Rajasekharappa, P.O. Manvi. District Raichur.

Place : Raichur
Date : 17-5-1976.

C. T. BENJAMIN,
Returning Officer and Deputy Commissioner,
Raichur District, Raichur.

FORM 7B

List of Contesting Candidates

[*See* Rule 10(1)]

Election to the Legislative Council of Karnataka from the Bellary Local Authorities' Constituency.

Sl. No.	Name of candidate	Address of candidate
1	2	3
1	Narayana Swamy	Ward 3 House No 202, Hospet City Municipal Council, Hospet
2	K. Sethurâmachar	President, Town Municipal Council, Harapanahalli.

Place : Bellary.
Date : 17-5-1976.

C. M. CHANDAWARKAR,
Returning Officer and Deputy Commissioner,
Bellary District, Bellary.

D. BALAGOPALAN,
Chief Electoral Officer for Karnataka, Bangalore.

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Karnataka Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV—1-C

BANGALORE, WEDNESDAY, JUNE 2, 1976
(JYEISHTA 12, SAKA ERA 1898). | No. 3012

ELECTION COMMISSION OF INDIA

NEW DELHI-1
DATED 29 MAY, 1976
JYAISTHA 8, 1898 (SAKA)

NOTIFICATION

S.O In pursuance of clause (d) of sub-paragraph (1) of paragraph 17 of the Election Symbols (Reservation and Allotment) Order, 1968, the Election Commission hereby makes the following further amendments to its notification No. 56/75-I, dated 31 January, 1975, published as S. O. 61(E) in the *Gazette of India*, Extraordinary, Part II, Section 3(ii), dated 31 January, 1975, namely — In Table 3,—

(i) against the entry "7. Jammu and Kashmir", for the existing entries "(8) Spade, and (9) Two leaves", the entries "(8) Spade, (9) Two Leaves and (10) Plough." shall be substituted;

(ii) after the entry "17. Rajasthan" the following entry shall be inserted :

"17-A. Sikkim	(1) Bicycle, (2) Bow and Arrow, (3) Elephant, (4) Hand (5) Horse, (6) Pot, (7) Rising Sun, (8) Scales, (9) Tiger, (10) Two leaves, and (11) Umbrella."

and

(iii) after the entry "23. Andaman and Nicobar Islands", the following entry shall be inserted :

23-A. Arunachal Pradesh.	(1) Boat, (2) Bow and Arrow, (3) Elephant, (4) Fish, (5) Hand, (6) Hornbill, (7) Horse, (8) Mithun, (9) Plough, (10) Pot, (11) Rising Sun, (12) Scales, (13) Spade, (14) Tiger, (15) Two leaves, and (16) Umbrella."

(No. 56/75-IX)

By Order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

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Reg. No. KRNA—25

Karnataka Gazette

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PART IV-1-C

BANGALORE, FRIDAY, JUNE 4, 1976 (JYEISHTA 14, SAKA ERA 1898) | No. 3058

FOOD AND FOREST SECRETARIAT

Notification No. FFD 440 PCS 73

Bangalore, dated 4th May 1976.

Ordered that the accompanying Order No. GSR No. 325(E), dated 4th May, 1976 of Government of India, Ministry of Agriculture and Irrigation (Department of Food) Directorate of Sugar and Vanaspati, New Delhi issued under Vegetable Oil Products (Standards of Quality) Order, 1975 and published in Part II, Section 3, sub-section (i) of Gazette of India Extraordinary be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka.

M. D. GOVINDARAJ,
Under Secretary to Government,
Food and Forest Department

GOVERNMENT OF INDIA

Ministry of Agriculture and Irrigation
(Department of Food)

NEW DELHI, the 4th May, 1976.

ORDER

G. S. R. 325(E). In Exercise of the powers conferred by Sub-clause (1) of clause 4 of the Vegetable Oil Products Control Order, 1947 the Vegetable Oil Products Controller for India hereby makes the following order to amend the Vegetable Oil Pr ducts (standards of Quality) Order, 1975, namely :—

1. (1) This order may be called the Vegetable Oil Products (Standards of Quality) Amendment Order, 1976.

(2) It shall come into force at once

2 In the said Vegetable Oil Products (Standards of quality) Order, 1975 :—

(1) in the first schedule, in paragraph 2, in clause (1), sub-clause (b) shall be omitted, and sub-clause (c) shall be renumbered as sub-clause (b) thereof :

(2) in the Third Schedule, in paragraph 2, (i) in clause (2), for the figures and words "14.0 per cent" the figures and words, "12.0 per cent" shall be substituted: (ii) in clause (7),—

(a) in the opening paragraph, after the words "or any anti-oxidant", the words "other than Butylated Hydroxyl Anisola and Butylated Hydroxyl Toluene either singly or in a concentration not exceeding 0.02 per cent" shall be inserted ;

(b) in the proviso, for the figures and words, "1.0 per cent" the figures and words "2.5 per cent" shall be substituted.

[9 VP(4)/72]

S. V SAMPATH,
Vegetable Oil Products Controller for India

Printed by the Director of Printing, Stty. & Publications at the Govt. Press, Shillong

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Karnataka Gazette

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(EXTRAORDINARY)

PART IV—1-C

BANGALORE, FRIDAY, JUNE 25, 1976
(ASHADHA 4, SAKA ERA 1898)

No. 3219

ELECTION COMMISSION OF INDIA

ASHOK ROAD,
NEW DELHI-1.

Dated 25 June, 1976.
4 Asadha, 1898 (S)

NOTIFICATION

No. 100/KT/LC/2/76(1).—Whereas a vacancy has occurred in the Karnataka Legislative Council by reason of the death of Shri P.M. Nadagouda a member elected to that Council from Bijapur Local Authorities constituency ;

Now, therefore, in pursuance of the provisions of section 151 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby calls upon the said constituency to elect a person to fill the said vacancy before 28 July 1976 in accordance with the provisions of the said Act and of the Rules and orders made thereunder.

By order,
V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

ELECTION COMMISSION OF INDIA

ASHOK ROAD,
NEW DELHI-1.

Dated 25 June, 1976.
4, Asadha 1898. (S)

NOTIFICATION

No. 100/KT/LC/2/76(2).—In pursuance of the provisions of section 30 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby appoints, with respect to the bye-election to be held in the Bijapur Local Authorities constituency of the Karnataka Legislative Council in pursuance of its Notification No. 100/KT/LC/2/76 (1), dated 25th June 1976,

(a) 2 July 1976 (Friday), as the last date for making nominations;

(b) 3 July 1976 (Saturday) as the date for the scrutiny of nominations;

(c) 5 July 1976 (Monday), as the last date for the withdrawal of candidatures;

(d) 25 July 1976 (Sunday), as the date on which a poll shall, if necessary, be taken; and

(e) 28 July 1976 (Wednesday), as the date before which the election shall be completed.

By order,
V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

ELECTION COMMISSION OF INDIA

ASHOK ROAD,
NEW DELHI-1.

Dated 25 June, 1976.
4, Asadha, 1898, (S)

NOTIFICATION

No. 100/KT/LC/2/76(3).—In pursuance of section 56 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby fixes the hours from 10.00 A.M. to 5.00 P.M. as the hours during which a poll shall, if necessary, be taken for the bye-election to the Karnataka Legislative Council to be held in pursuance of its Notification No. 100/KT/LC/2/76 (1) dated 25 June 1976.

By order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

Printed by the Director of Printing, Stty. & Publications at the Govt Press, B'lore.

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Karnataka Gazette

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(EXTRAORDINARY)

PART IV—1-C

BANGALORE, TUESDAY, JULY 6, 1976
(ASHADHA 15, SAKA ERA 1898).

No. 3303

ELECTION COMMISSION OF INDIA

Notification No. LAW 12 EBE 76

Bangalore, dated the 6th July 1976.

In pursuance of sub-rule (2) of Rule 11 of the Conduct of Election Rules, 1961, the following is published for general information :—

FORM. 7 B

List of Contesting Candidates

[*See* Rule 10(1)]

Election to the Legislative Council of Karnataka from the Bijapur Local Authorities' Constituency

Sl. No.	Name of Candidate	Address of Candidate
1	2	3
1.	Koralli Gangadhar Shidramappa	Neelakantheshwar Road, Bijapur.
2.	Patil Venkangoud Hanamantgoud	Kainkatti, Taluka Badami.

Place : Bijapur.
Date : 5-7-1976.

C. GOPALA REDDY,
Returning Officer, Deputy Commissioner, Bijapur District Bijapur.

D. BALAGOPALAN,
Chief Electoral Officer for Karnataka, Bangalore.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, Bijapur.

Reg. No. KRNA—25

Karnataka Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV—1-C

BANGALORE, MONDAY, JULY 19, 1976
(ASHADHA 28, SAKA ERA 1898).

No. 3451

ELECTION COMMISSION OF INDIA

ASHOK ROAD,
NEW DELHI-1.

Dated 8 July, 1976.
Asadha 17, 1898 (Saka)

NOTIFICATION

SO..... :— Whereas "Nagaland Nationalist Organisation" a recognised State Party in the State of Nagaland has intimated the Commission that the said party has been dissolved as a consequence of its merger with the Indian National Congress, a recognised National Party;

And whereas the Election Commission, on the basis of the records available, is satisfied that "Nagaland Nationalist Organisation" has ceased to exist as a separate political party and that its name should be deleted from the list of recognised State Parties ;

Now, therefore, in pursuance of clause (b) of sub-paragraph (1) of paragraph 17 of the Election Symbols (Reservation and Allotment) Order, 1968, the Commission hereby makes the following amendment in its notification No. 56/75-I, dated 31 January, 1975 published as S.O. 61 (E) in the Gazette of India, Extraordinary, Part II section 3 (ii) dated 31 January, 1975, and as subsequently amended from time to time, namely :—

In Table 2

Against the item "Nagaland", (a) the entry relating to "1, Nagaland Nationalist Organisation ... . Mithun" shall be deleted; and (b) the figure "2" appearing before the entry "United Democratic Front" shall be deleted.

(No. 56/75—X)

By order,

V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

Printed by the Director of Printing, Stty & Publications at the Govt. Press, B'lore

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Karnataka Gazette

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PART IV—1-C

BANGALORE, WEDNESDAY, JULY 28 1976
SHRAVANA 6, SAKA ERA 1898). | No. 3629

CABINET AFFAIRS SECRETARIAT

Notification No. LAW 12 EBE 76.

Bangalore, dated 28th July 1976.

In pursuance of Section 67 of the Representation of the People Act 1951 (Central Act 43 of 1951), the following declaration is published for general information:

DECLARATION

Bye-election to the Legislative Council of Karnataka from the Bijapur Local Authorities' Constituency.

In pursuance of the provisions contained in Section 66 of the Representation of the People Act, 1951, read with clause (a) of sub-rule (1) of rule 84 of the Conduct of Elections Rules, 1961, I declare that :—

Sri PATIL VENKANGOUD HANAMANTGOUD
of Kainkatti, Taluk Badami

has been duly elected to fill the vacancy caused in that House by the death of Sri Nadagouda Parvatagouda Mallanagouda.

Place: Bijapur
Dated: 26-7-1976

C. GOPALA REDDY
Returning Officer

By Order and in the name of the Governor of Karnataka,

D. BALAGOPALAN,
Special Secretary to Government,
Department of Cabinet Affairs.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

Reg. No. KRNA—25.

Karnataka Gazette

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PART IV 1-C

BANGALORE, FRIDAY, JULY 30, 1976
(SHRAVANA 8, SAKA ERA 1898)

No. 3663

Food and Forest Secretariat

Notification No. FFD 117 FCS 76

Bangalore, dated 28th July 1976.

Ordered that the accompanying Order No S O. dated 31st May 1976, received from the Government of India, Ministry of Industry and Civil Supplies (Department of Industrial Development), New Delhi regarding the House-hold Electrical Appliances (Quality Control) Order, 1976 to be published in Part II Section 3 Sub-Section (II) of the *Gazette of India* (Extraordinary), be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

M D. Govindaraj,

Under Secretary to Government,
Food and Forest Department.

GOVERNMENT OF INDIA

Ministry of Industry and Civil Supplies

(Department of Industrial Development)

New Delhi the 31st May 1976.

ORDER

S O. .—In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following order, namely .—

1. Short Title and commencement.—

(1) This order may be called the House-hold Electrical Appliances (Quality Control) Order, 1976.

(2) It shall come into force on 1st November 1976.

2 Definition.—

In this order, unless the context otherwise requires,

(a) "House-hold electrical appliances" means the electrical appliances specified in column (2) of the Schedule ;

(b) "Schedule" means Schedule annexed to this order ;

(c) "Specified standard" in relation to a house-hold electrical appliances mentioned in column (2) of the Schedule means the standard established and published by the Indian Standards Institution in relation to that appliance and indicated in the corresponding entry in column (3) of the said Schedule

3 Prohibition of manufacture, sale, etc of house-hold electrical appliances which are not of the specified standard.—

No person shall himself or by any person on his behalf manufacture or store for sale, sell or distribute any house-hold electrical appliances which does not confirm to the specified standard.

THE SCHEDULE (*See. Clause 2*)

Sl No.	*House-hold electrical appliances*	*Specified standard*
1	General and safety requirements for house-hold and similar electrical appliances (Fourth revision)	302—1973
2	Electric hot plate (revised)	365—1965
3	Electric irons (revised)	366—1965
4	Electric Kettles (revised)	367—1965
5	Electric immersion water heaters (revised)	368—1963
6	Electric radiators (revised)	369—1965
7	Electric soldering irons (revised)	959—1966
8	Electric toasters (revised).	1287—1965
9	Accessibility test probes (first revision)	1401—1970
10	Electric hand lamps (first revision)	1415—1966
11	Safety transformer (first revision)	1416—1972
12	Storage type automatic electric water heaters (revised)	2082—1965
13	Electric call bells and buzzers for indoor use (revised).	2268—1966
14	Electric stoves	2994—1965
15	Appliance-connectors and appliance inlets (non-reversible three-pin type) Part I Appliance connectors.	3010 (Part I) 1965
16	Appliance-connectors and appliance inlets (non-reversible three-pin type) Part II Appliance inlets.	3010 (Part II) 1965
17	Thermostats for use with electric water heaters	3017—1965
18	Electric water boilers	3412—1965
19	Electric portable lamp stands and brackets	3481—1966
20	Electric saucepans	3482—1966
21	Electric Coffee percolators (non-regulator)	3514—1966
22	Cartridge type heating elements type (Non-embedded types).	3724—1966
23	Resistance wires, tapes and strips for heating elements.	3725—1966
24	Solid embedded type electric heating elements	4158—1967
25	Mineral filled sheathed heating elements	4159—1967
26	Thermostats for general purpose electric oven	4165—1967
27	Domestic electric food mixers (liquidizers, blenders and grinders)	4250—1967

28	Mains-operated electric shavers	4159—1969
29	Flexible electric heating pads for domestic use	5161—1969
30	Neon testers	5579—1970
31	Domestic electric cooking ovens	5790—1970
32	Steam irons	6290—1970
33	Laboratory electric ovens	6365—1971
34	Domestic electric clothes washing machines (non-automatic).	6390—1971
35	Mica insulated heating elements	6446—1972
36	Portable hand held mains operated electric massagers.	7137—1973
37	Domestic electric controls for house-hold appliances	7153—1973
38	Mains-operated electric hair-dryers	7154—1973
39	Portable low speed food grainding machines	7609—1975
40	Ceiling roses (first revision).	371—1966
41	Three-pin plugs and socket-outlets (first revision)	1293—1967
42	Rigid steel conduits for electrical wiring (second revision).	1653—1972
43	Link clips for electrical wiring	2412—1963
44	Rigid non-metallic conduits for electrical installations (first revision).	2509—1973
45	Fitting for rigid steel conduits for electrical wiring.	2667—1964
46	Flexible steel conduits for electrical wiring	3480—1966
47	Fittings for rigid non-metallic conduits	3419—1965
48	Accessories for rigid steel conduits for electrical wiring.	3837—1966
49	Switches for domestic and similar purposes	3854—1966
50	Interlocking switch socket outlet	4160—1967
51	Switch socket outlets (non-interlocking type)	4615—1968
52	Adaptors for flexible steel conduits	4649—1968
53	2-Amps switches for domestic and similar purposes.	4949—1968
54	Three pin plugs made of resilient material	6538—1971
55	Flexible (Pliable non-metallic conduits for electrical instalations.	6946—1973

(File No. 11/6/65-Elect. Ind).

G. N. MEHRA,
Joint Secretary to Govt. of India.

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PART IV 2-B

BANGALORE, SATURDAY, 31st JULY 1976
(SHRAVANA 9, SAKA ERA 1898).

No. 3667

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 61 LGN 76

Bangalore, dated the 31st July 1976.

Ordered that the Karnataka Appellate Tribunal (Amendment) Ordinance, 1976 promulgated by the Governor of Karnataka in the Twenty-seventh Year of the Republic of India, be published as Karnataka Ordinance No. 17 of 1976 in the *Karnataka Gazette* for general information.

KARNATAKA ORDINANCE No. 17 OF 1976

The Karnataka Appellate Tribunal (Amendment) Ordinance, 1976

(*Promulgated by the Governor of Karnataka in the Twenty seventh Year of the Republic of India and first published in the* **Karnataka Gazette** *Extraordinary on the Thirty-first day of July 1976*).

An Ordinance to amend the Karnataka Appellate Tribunal Act, 1976.

WHEREAS the Karnataka Legislative Assembly is not in session and only the Karnataka Legislative Council is in session and the Governor of Karnataka is satisfied that circumstances exist which render it necessary for him to take immediate action to amend the Karnataka Appellate Tribunal Act, 1976 (Karnataka Act 10 of 1976) ;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution of India, the Governor of Karnataka is pleased to promulgate the following Ordinance, namely :—

1. Short title and commencement.—(1) This Ordinance may be called the Karnataka Appellate Tribunal (Amendment) Ordinance, 1976.

(2) It shall come into force at once.

2. Amendment of section 3.—In section 3 of the Karnataka Appellate Tribunal Act, 1976 (Karnataka Act 10 of 1976) (hereinafter referred to as the principal Act),—

(i) in sub-section (2), for the word "six", the word "eight" shall be substituted ;

(ii) for sub-section (3), the following sub-section shall be substituted, namely,—

"(3) The Chairman shall be an officer not below the rank of a Divisional Commissioner and of the remaining members, at least two shall be District Judges, one shall be an officer of the Commercial Taxes Department not below the rank of a Deputy Commissioner of Commercial Taxes (hereinafter referred to as the Commercial Taxes member), one shall be an officer of the Department of Co-operation not below the rank of a Joint Registrar of Co-operative

Societies (hereinafter referred to as the Co-operation member) and the rest shall be officers not below the rank of a Deputy Commissioner of a District, having administrative experience".

3. Amendment of section 6.—In section 6 of the principal Act,—

(*i*) in sub-section (3),—

(*a*) for sub-clause (ii) of clause (*a*), the following sub-clause shall be substituted, namely,—

"(ii) the Co-operation member ;";

(*b*) for sub-clause (ii) of clause (*b*), the following sub-clause shall be substituted, namely,—

"(ii) the Commercial Taxes member ;";

(*ii*) sub-section (4) shall be omitted ;

(*iii*) for the proviso to sub-section (5), the following proviso shall be substituted, namely :—

"Provided that where the Bench hearing the appeal or application is composed of two members and the members composing the Bench differ in opinion, they shall place the papers of the case before the Chairman for the constitution of a full Bench under section 7."

4. Insertion of new section 8A.—After section 8 of the principal Act, the following section shall be inserted namely,—

"**8A. Revision by the High Court in certain cases.**—(1) Against an order of the Tribunal in any matter arising under the Karnataka Sales Tax Act, 1957 (Karnataka Act 25 of 1957), either party may within sixty days from the communication of the order prefer a petition to the High Court on the ground that the Tribunal has failed to decide or decided erroneously any question of law :

Provided that the High Court may for sufficient cause shown, admit a petition after the said period of sixty days.

(2) The petition shall be in such form and verified in such manner as may be prescribed and shall when it is preferred by any person other than the State Government or an officer empowered by it, be accompanied by a fee of one hundred rupees.

(3) If the High Court considers that there is no sufficient ground for interfering, it may dismiss the petition summarily :

Provided that no petition shall be so dismissed unless the petitioner has had a reasonable opportunity of being heard in support thereof.

(4) (*a*) If the High Court does not dismiss the petition summarily it shall, after giving both the parties to the petition a reasonable opportunity of being heard, determine the question or questions of law raised and either reverse, affirm or amend the order against which the petition was preferred or remit the matter to the Tribunal with the opinion of the High Court on the question or questions of law raised or pass such other order in relation to the matter as the High Court thinks fit.

(*b*) Where the High Court remits the matter to the Tribunal under clause (*a*) with its opinion on questions of law raised, the latter shall amend the order passed by it in conformity with such opinion.

(5) Before passing an order under sub-section (4) the High Court may, if it considers necessary so to do, remit the petition to the Tribunal and direct it to return the petition with its finding on any specific question or issue.

(6) Notwithstanding that a petition has been preferred under sub-section (1), the tax shall be paid in accordance with the assessment made in the case :

Provided that if as a result of the petition, any change becomes necessary in such assessment, the High Court may authorise the assessing authority to amend the assessment and the assessing authority shall amend the

assessment accordingly and thereupon the amount overpaid by the assessee shall be refunded to him without interest or the additional amount of tax due from him shall be collected in accordance with the provisions of the Karnataka Sales Tax Act, 1957 as the case may be.

(7) (*a*) The High Court may, on the application of either party to the petition, review any order passed by it under sub-section (4) on the basis of facts which were not before it when it passed the order.

(*b*) The application for review shall be preferred within such time and in such manner as may be prescribed, and shall, where it is preferred by any person other than an officer empowered by the State Government, be accompanied by a fee of one hundred rupees.

(8) With a view to rectifying any mistake apparent from the record, the High Court may, at any time, within five years from the date of the order passed by it under sub-section (4) amend such order :

Provided that no order under this sub-section shall be made without giving both parties affected by the order a reasonable opportunity of being heard.

(9) In respect of every petition preferred under sub-section (1) or (7), the costs shall be in the discretion of the High Court."

5. **Amendment of section 9.**—In section 9 of the principal Act, for the word and figure "section 8", the words, figures and letter "section 8 and 8A" shall be substituted.

6. **Insertion of new section 11A.**—After section 11 of the principal Act, the following section shall be inserted, namely,—

"**11A. The Tribunal to have certain powers of a Civil Court.**—For the purpose of proceedings under this Act, the Tribunal shall have all the powers of a Civil Court while trying a suit under the Code of Civil Procedure, 1908

(Central Act 5 of 1908) in respect of the following matters, namely,—

(*a*) summoning and enforcing attendance of any person and examining him on oath ;

(*b*) requiring the discovery and production of any document or any other material which is prodeceable as evidence ;

(*c*) requisitioning any public record or copy thereof from any court or office ;

(*d*) issuing commissions for the examination of witnesses or documents ;

(*e*) such other matters as may be prescribed.".

7. **Amendment of section 14.**—In section 14 of the principal Act, in sub-section (2), clause (*b*) shall be omitted.

8. **Saving.**—Any petition preferred to the High Court under section 23 of the Karnataka Sales Tax Act, 1957 and pending in the High Court immediately before the commencement of this Ordinance shall be deemed to be a petition preferred under the Karnataka Appellate Tribunal Act, 1976 as amended by this Ordinance and shall be disposed of accordingly.

UMA SHANKAR DIKSHIT,
Governor of Karnataka.

By Order and in the name of the Governor of Karnataka,

M. L. RAMASWAMI,
Draftsman and Ex-Officio Joint Secretary to Government,
Department of Law and Parliamentary Affairs.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

Reg. No. KRNA—25.

Karnataka Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV 2-B

BANGALORE, SATURDAY, 31ST JULY 1976
(SHRAVANA 9, SAKA ERA 1898)

No. 3668

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 51 LGN 76

Bangalore, dated the 31st July 1976

Ordered that the Karnataka Court Fees and Suits Valuation (Amendment) Ordinance, 1976 promulgated by the Governor of Karnataka in the Twenty-seventh Year of the Republic of India, be published as Karnataka Ordinance No. 18 of 1976 in the *Karnataka Gazette* for General information.

KARNATAKA ORDINANCE No. 18 OF 1976

THE KARNATAKA COURT FEES AND SUITS VALUATION (AMENDMENT) ORDINANCE, 1976

(*Promulgated by the Governor of Karnataka in the Twenty-seventh Year of the Republic of India and first published in the* **Karnataka Gazette** *Extraordinary on the Thirty-First day of July, 1976*)

An Ordinance furhter to amend the Karnataka Court Fees and Suits Valuation Act, 1958.

WHEREAS the Karnataka Legislative Assembly is not in session and only the Karnataka Legislative Council is in session and the Governor of Karnataka is satisfied that circumstances exist which render it necessary for him to take immediate action to amend the Karnataka Court Fees and Suits Valuation Act, 1958 (Karnataka Act 16 of 1958) for the purposes hereinafter appearing;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution of India, the Governor of Karnataka is pleased to promulgate the following Ordinance, namely:—

1. **Short title and commencement.**—(1) This Ordinance may be called the Karnataka Court Fees and Suits Valuation (Amendment) Ordinance, 1976.

(2) It shall come into force at once.

2. **Amendment of Section 48.**—To Section 48 of the Karnataka Court Fees and Suits Valuation Act, 1958 (Karnataka Act 16 of 1958), the following explanation shall be and shall always be deemed to have been added at the end, namely:—

"*Explanation*:—For the purpose of this section the expressions "amount awarded" and "amount claimed" include any other additional sum payable in accordance with the law providing for acquisition, in consideration of the compulsory nature of the acquisition."

UMA SHANKAR DIKSHIT,
Governor of Karnataka.

By Order and in the name of the Governor of Karnataka,

M. L. RAMASWAMI,
Draftsman and Ex-Officio *Joint Secretary to Government, Department of Law and Parliamentary Affairs.*

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

Reg. No. KRNA—25.

Karnataka Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV—1-C

BANGALORE, SATURDAY, AUGUST 7, 1976
(SHRAVANA 16, SAKA ERA 1898).

No. 3768

FOOD AND FOREST SECRETARIAT

Notification No. FFD 155 FCS 76.

Bangalore, dated 6th August 1976.

Ordered that the accompanying Order No. GSR 419 (E), dated the 23rd June, 1976 of the Government of India, Ministry of Agriculture and Irrigation (Department of Food), New Delhi, regarding amendment to the Vegetable Oil Products Control Order, 1947, published in Part II Section 3 sub-section (1) of the Gazette of India Extra-ordinary be re-published in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

M. D. GOVINDARAJ,

Under Secretary to Government,
Food and Forest Department.

GOVERNMENT OF INDIA

MINISTRY OF AGRICULTURE AND IRRIGATION

(Department of Food)

New Delhi, the June 23rd 1976.

ORDER

G S R 419 (E).—In exercise of the powers conferred by Sub-clause (1) of clause 4-B of the Vegetable Oil Products Control Order, 1947, the Vegetable Oil Products Controller for India hereby makes the following Order further to amend the Order of the Government of India in the late Ministry of Agriculture (Department of Food), No. GSR 10(E), dated the 17th January, 1975, namely :—

(1) In the said Order, in the Table, against item 3 in column (3), for the word and figures "Minimum, 20" shall be substituted.

(2) After the Table, the following proviso shall be added namely :—

"Provided that the limit of usage specified in column (3) in case of imported vegetable oils only shall be on a month-to-month basis"

(3) This order shall come into force on the 1st day of July, 1976.

(No. 9-VP (1)/74)

S. V. SAMPATH,

Vegetable Oil Products Controller for India.

Printed by the Director of Printing, Stg. & Publications at the Govt. Press, Bhan

Reg. No. KRNA—25.

Karnataka Gazette

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(EXTRAORDINARY)

PART IV 1-C

BANGALORE, FRIDAY, AUGUST 13, 1976
(SHRAVANA 22, SAKA ERA 1898)

No. 3834

Food and Forest Secretariat

Notification No. FFD 30 FSU 76.

Bangalore, dated 12th August, 1976.

Ordered that the accompanying Order No G. S. R. 748 (E)/ESS/COM/Sugar, dated the 3rd August1976 of the Government of India, Ministry of Agriculture and Irrigation (Department of Food) New Delhi, published in the Gazette of India, Extra ordinary, Part II, Section 3, sub-section (1) be re-published in Karnataka Gazette for general information.

By Order and in the name of the Governor of Karnataka,

M. D. Govindaraj,
Under Secretary to Government,
Food and Forest Department.

GOVERNMENT OF INDIA/BHARAT SARKAR

Ministry of Agriculture and Irrigation/Krishi Aur Sinchai Mantralaya

(Department of Food/Khadya Vibhag)

New Delhi, the 3rd August 1976
12th Sravan 1898

ORDER

G S.R. 748/(E)/Ess. Com/Sugar —In exercise of the powers conferred by sub-section (3C) of section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following order further to amend the Sugar (Price Determination for 1975–76 Production) Order, 1975, namely :—

1. (i) This Order may be called the Sugar (Price Determination for 1975-76 Production) Second Amendment Order, 1976.

(2) It shall come into force with immediate effect,

2, In the Sugar (Price Determination for 1975–76 Production Order, 1975 (hereinafter referred to as the said order), after clause 3, the following clause shall be inserted, namely :—

"3A. Notwithstanding any provision in respect of price to be paid to a producer contained in the Orders, issued before the commencement of the Sugar (Price Determination for 1975–76 Production) Second Amendment Order, 1976, under sub-clause (1) of clause 2 of the Levy Sugar Supply (Control) Order, 1972, requiring such producer to sell any sugar out of the production of the year 1975–76 (whether to the Central Government or a State Government or to an officer or agent of such Government or to any other person or class of persons), the prices determined and specified in columns (2) to (7) of Schedules I and II to this order shall apply to all sugar delivered on or after the commencement of the Sugar (Price Determination for 1975–76 Production) Second Amendment Order, 1976, against the said orders under sub-clause (1) of clause 2 of the Levy Sugar Supply (Control) Order, 1972."

3. For Schedules I and II annexed to the said Order, the following Schedule shall be substituted, namely :—

SCHEDULE I

Prices for delivery into Railway Wagons (Rupees per quintal), Gradewise for I.S.S. Grades (excluding Excise Duty).

	Zone	Indian Sugar Standards (ISS) Grades of Sugar					
		A-30 B-30 C-30	D-30	E-30	A-29 B-29 C-29	D-29	E-29
	1	2	3	4	5	6	7
1	West U. P.	165.79	164.64	164.09	164.79	163.79	163.29
2	Central U. P.	170.15	169.00	168.45	169.15	168.15	167.65
3	East U. P.	204.91	203.76	203.21	203.91	202.91	202.41
4	North Bihar	219.24	218.09	217.54	218.24	217.24	216.74
5	South Bihar	276.60	275.45	274.90	275.60	274.60	274.10
6	Assam, Orissa, West Bengal & Nagaland	220.98	219.83	219.28	219.98	218.98	218.48
7	Punjab	216.75	215.60	215.05	215.75	214.75	214.25
8	Haryana	171.73	170.58	170.03	170.73	169.73	169.23
9	Rajasthan	201.14	199.99	199.44	200.14	199.14	198.64
10	Madhya Pradesh	182.66	181.51	180.96	181.66	180.66	180.16
11	Maharashtra	157.56	156.41	155.86	156.56	155.56	155.06
12	Gujarat	171.95	170.80	170.25	170.95	169.95	169.45
13	Karnataka	175.45	174.30	173.75	174.45	173.45	172.95
14	Andhra Pradesh	143.96	142.81	142.26	142.96	141.96	141.46
15	Tamil Nadu & Pondicherry	180.23	179.08	178.53	179.23	178.23	177.73
16	Kerala & Goa	226.45	225.30	224.75	225.45	224.45	223.95

SCHEDULE—II

Prices for delivery into buyer's carts, lorries or other means of transport at the factory gate/factory godown (Rupees per quintal) Grade-wise for ISS grades (exclusive of excise duty).

Zone	Indian Sugar Standard (ISS) grades of sugar					
	A-30 B-30 C-30	D-30	E-30	A-29 B-29 C-29	D-29	E-29
1	2	3	4	5	6	7
1 West U. P.	165.59	164.44	163.89	164.59	163.59	163.09
2 Central U. P.	169.95	168.80	168.25	168.95	167.95	167.45
3 East U. P.	204.70	203.55	203.00	203.70	202.70	202.20
4 North Bihar	219.16	218.01	217.46	218.16	217.16	216.66
5 South Bihar	276.52	275.37	274.82	275.52	274.52	274.02
6 Assam, Orisa West Bengal and Nagaland.	220.98	219.83	219.28	219.98	218.98	218.48
7 Punjab	216.53	215.38	214.83	215.53	214.53	214.03
8 Haryana	171.45	170.30	169.75	170.45	169.45	168.95
9 Rajasthan	200.94	199.79	199.24	199.94	198.94	198.44
10 Madhya Pradesh	182.49	181.34	180.79	181.49	180.49	179.99
11 Maharashtra	157.26	156.11	155.56	156.26	155.26	154.76
12 Gujarat	171.85	170.70	170.15	170.85	169.85	169.35
13 Karnataka	175.27	174.12	173.57	174.27	173.27	172.77
14 Andhra Pradesh	143.69	142 54	141.99	142.69	141.69	141.19
15 Tamil Nadu and Pondicherry	180.13	178.98	178.43	179.13	178.13	177.63
16 Kerala and Goa	226.45	225.30	224.75	225.45	224.45	223.95

(No. 2-8/75-SPY)

S. V. SAMPATH

Joint Secretary to Government of India

Reg. No. KRNA—25.

Karnataka Gazette

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(EXTRAORDINARY)

PART IV 1-C

BANGALORE, WEDNESDAY, AUGUST 18, 1976
(SHRAVANA 27, SAKA ERA 1898)

No. 3840

FOOD AND FOREST SECRETARIAT

Notification No. FFD 30 FSU 76.

Bangalore, dated 17th August 1976.

Ordered that the accompanying notification No. G.S.R. ..... dated 3rd August 1976 of the Government of India, Ministry of Finance, Department of Revenue and Banking (Revenue Wing) New Delhi regarding revising excise duty and additional duty of excise leviable on Sugar sold under clause (f) of sub-section (2) of Section 3 of the Essential Commodities Act, 1955 to be published in Part II, Section 3, sub-section (i) of the Gazette of India, Extraordinary, dated the 3rd August, 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

L. MOHAN SINGH,
I/c Under Secretary to Government,
Food and Forest Department.

GOVERNMENT OF INDIA

Department of Revenue and Banking (Revenue Wing)

New Delhi, dated the 3rd August 1976.

12th Sravana, 1898 (Saka)

NOTIFICATION

CENTRAL EXCISES

G. S. R. In exercise of the powers conferred by sub-rule (i) of rule 8 of the Central Excise Rules, 1944, read with sub-section (3) of Section 3 of the Additional Duties of Excise (Goods of Special Importance) Act, 1957 (58 of 1957) and in supersession of the notification of the Government of India in the Ministry of Finance (Department of Revenue and Insurance) No. 210/73-Central Excises, dated the 15th December, 1973, the Central Government hereby exempts sugar, falling under sub-item (1) of Item No. 1 of the First Schedule to the Central Excises and Salt Act, 1944 (1 of 1944) and required by the Central Government to be sold under clause (f) of sub-section (2) of section 3 of the Essential Commodities Act, 1955 (10 of 1955), from so much of the duty of excise and the additional duty of excise leviable thereon as is in excess of the duty and the additional duty calculated at ten per cent and five per cent respectively, on the basis of the price determined by the Central Government, from time to time under sub-section (3C) of section 3 of the said Essential commodities Act, as the price payable for such sugar to the producer thereof ;

Provided that the element of the duty and the additional duty, if any, added to the price aforesaid shall be deducted before calculating the duty and the additional duty on the basis of such price.

2. This notification shall be in force upto the *30th day of September, 1976.*

(No. 223/76)

G. S. MAINGI,
Under Secretary to the Govt. of India.

No. 223/76-C E/F. No. 14/45/76. CE. I.

Reg. No. KRNA—25.

Karnataka Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV 1-C

BANGALORE, FRIDAY, AUGUST 13, 1976
(SHRAVANA 22, SAKA ERA 1898)

No. 3834

FOOD AND FOREST SECRETARIAT

Notification No. FFD 30 FSU 76

Bangalore, dated 12th August, 1976

Ordered that the accompanying Order No G. S. R. 748 (E)/ESS/COM/Sugar, dated the 3rd August1976 of the Government of India, Ministry of Agriculture and Irrigation (Department of Food) New Delhi, published in the Gazette of India, Extra-ordinary, Part II, Section 3, sub-section (1) be re-published in Karnataka Gazette for general information.

By Order and in the name of the Governor of Karnataka,

M. D. GOVINDARAJ,
Under Secretary to Government,
Food and Forest Department.

GOVERNMENT OF INDIA/BHARAT SARKAR

Ministry of Agriculture and Irrigation/Krishi Aur Sinchai Mantralaya

(Department of Food/Khadya Vibhag)

New Delhi, the 3rd August 1976
12th Sravan 1898

ORDER

G S.R. 748/(E)/Ess. Com/Sugar.—In exercise of the powers conferred by sub-section (3C) of section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following order further to amend the Sugar (Price Determination for 1975-76 Production) Order, 1975, namely :—

1. (i) This Order may be called the Sugar (Price Determination for 1975-76 Production) Second Amendment Order, 1976.

(2) It shall come into force with immediate effect,

2. In the Sugar (Price Determination for 1975-76 Production Order, 1975 (hereinafter referred to as the said order), after clause 3, the following clause shall be inserted, namely :—

"3A. Notwithstanding any provision in respect of price to be paid to a producer contained in the Orders, issued before the commencement of the Sugar (Price Determination for 1975-76 Production) Second Amendment Order, 1976, under sub-clause (1) of clause 2 of the Levy Sugar Supply (Control) Order, 1972, requiring such producer to sell any sugar out of the production of the year 1975-76 (whether to the Central Government or a State Government or to an officer or agent of such Government or to any other person or class of persons), the prices determined and specified in columns (2) to (7) of Schedules I and II to this order shall apply to all sugar delivered on or after the commencement of the Sugar (Price Determination for 1975-76 Production) Second Amendment Order, 1976, against the said orders under sub-clause (1) of clause 2 of the Levy Sugar Supply (Control) Order, 1972."

3. For Schedules I and II annexed to the said Order, the following Schedule shall be substituted, namely :—

SCHEDULE I

Prices for delivery into Railway Wagons (Rupees per quintal), Gradewise for I.S.S. Grades (excluding Excise Duty).

Zone	Indian Sugar Standards (ISS) Grades of Sugar					
	A-30 B-30 C-30	D-30	E-30	A-29 B-29 C-29	D-29	E-29
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2 Central U. P.	170.15	169.00	168.45	169.15	168.15	167.65
3 East U. P.	204.91	203.76	203.21	203.91	202.91	202.41
4 North Bihar	219.24	218.09	217.54	218.24	217.24	216.74
5 South Bihar	276.60	275.45	274.90	275.60	274.60	274.10
6 Assam, Orissa, West Bengal & Nagaland	220.98	219.83	219.28	219.98	218.98	218.48
7 Punjab	216.75	215.60	215.05	215.75	214.75	214.25
8 Haryana	171.73	170.58	170.03	170.73	169.73	169.23
9 Rajasthan	201.14	199.99	199.44	200.14	199.14	198.64
10 Madhya Pradesh	182.66	181.51	180.96	181.66	180.66	180.16
11 Maharashtra	157.56	156.41	155.86	156.56	155.56	155.06
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16 Kerala & Goa	226.45	225.30	224.75	225.45	224.45	223.95

SCHEDULE—II

Prices for delivery into buyer's carts, lorries or other means of transport at the factory gate/factory godown (Rupees per quintal) Grade— wise for ISS grades (exclusive of excise duty).

	Zone	Indian Sugar Standard (ISS) grades of sugar					
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2	Central U. P.	169.95	168.80	168.25	168.95	167.95	167.45
3	East U. P.	204.70	203.55	203.00	203.70	202.70	202.20
4	North Bihar	219.16	218.01	217.46	218.16	217.16	216.66
5	South Bihar	276.52	275.37	274.82	275.52	274.52	274.02
6	Assam, Orisa West Bengal and Nagaland.	220.98	219.83	219.28	219.98	218.98	218.48
7	Punjab	216.53	215.38	214.83	215.53	214.53	214.03
8	Haryana	171.45	170.30	169.75	170.45	169.45	168.95
9	Rajasthan	200.94	199.79	199.24	199.94	198.94	198.44
10	Madhya Pradesh	182.49	181.34	180.79	181.49	180.49	179.99
11	Maharashtra	157.26	156.11	155.56	156.26	155.26	154.76
12	Gujarat	171.85	170.70	170.15	170.85	169.85	169.35
13	Karnataka	175.27	174.12	173.57	174.27	173.27	172.77
14	Andhra Pradesh	143.69	142 54	141.99	142.69	141.69	141.19
15	Tamil Nadu and Pondicherry	180.13	178.98	178.43	179.13	178.13	177.63
16	Kerala and Goa	226.45	225.30	224.75	225.45	224.45	223.95

(No. 2-8/75-SPY)

S. V. SAMPATH

Joint Secretary to Government of India

Reg. No. KRNA—25.

Karnataka Gazette

PUBLISHED BY AUTHORITY

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PART IV 1-C

BANGALORE, WEDNESDAY, AUGUST 18, 1976
(SHRAVANA 27, SAKA ERA 1898).

No. 3840

FOOD AND FOREST SECRETARIAT

Notification No. FFD 30 FSU 76.

Bangalore, dated 17th August 1976.

Ordered that the accompanying notification No. G.S.R. ..... dated 3rd August 1976 of the Government of India, Ministry of Finance, Department of Revenue and Banking (Revenue Wing) New Delhi regarding revising excise duty and additional duty of excise leviable on Sugar sold under clause (f) of sub-section (2) of Section 3 of the Essential Commodities Act, 1955 to be published in Part II, Section 3, sub-section (i) of the Gazette of India, Extraordinary, dated the 3rd August, 1976 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

L. MOHAN SINGH,
I/c Under Secretary to Government,
Food and Forest Department.

GOVERNMENT OF INDIA

Department of Revenue and Banking (Revenue Wing)

New Delhi, dated the 3rd August 1976.

12th Sravana, 1898 (Saka)

NOTIFICATION

CENTRAL EXCISES

G. S. R. In exercise of the powers conferred by sub-rule (i) of rule 8 of the Central Excise Rules, 1944, read with sub-section (3) of Section 3 of the Additional Duties of Excise (Goods of Special Importance) Act, 1957 (58 of 1957) and in supersession of the notification of the Government of India in the Ministry of Finance (Department of Revenue and Insurance) No. 210/73-Central Excises, dated the 15th December, 1973, the Central Government hereby exempts sugar, falling under sub-item (1) of Item No. 1 of the First Schedule to the Central Excises and Salt Act, 1944 (1 of 1944) and required by the Central Government to be sold under clause (f) of sub-section (2) of section 3 of the Essential Commodities Act, 1955 (10 of 1955), from so much of the duty of excise and the additional duty of excise leviable thereon as is in excess of the duty and the additional duty calculated at ten per cent and five per cent respectively, on the basis of the price determined by the Central Government, from time to time under sub-section (3C) of section 3 of the said Essential commodities Act, as the price payable for such sugar to the producer thereof ;

Provided that the element of the duty and the additional duty, if any, added to the price aforesaid shall be deducted before calculating the duty and the additional duty on the basis of such price.

2. This notification shall be in force upto the *30th day of September, 1976.*

(No. 223/76)

G. S. MAINGI,
Under Secretary to the Govt. of India.

No. 223/76-C E/F. No. 14/45/76. CE. I.

Reg. No. KRNA—25.

Karnataka Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV—1-C

BANGALORE, WEDNESDAY, AUGUST 25, 1976
(BHADRAPADA 3, SAKA ERA 1898.)

No. 3898

Food and Forest Secretariat

NOTIFICATION

No. FFD 277 DRA 75, Bangalore, dated 24/25th August 1976

Ordered that the accompanying Order No. S.O. 520 (E), dated 2nd August 1976 of the Government of India, Ministry of Industry and Civil Supplies (Department of Civil Supplies and Co-operation) New Delhi as published in the **Gazette of India,** Extraordinary Part II, Section 3, sub-section (ii), dated the 2nd August 1976, be republished in the **Karnataka Gazette,** Extraordinary for general information.

By Order and in the name of the Governor of Karnataka,

MOHAMMED YAKOOB,
Under Secretary to Government,
Food and Forest Department.

GOVERNMENT OF INDIA

Ministry of Industry and Civil Supplies

(Department of Civil Suplies and Co-operation)

New Delhi, the 2nd August 1976.

ORDER

S.O. No. 520 (E).—In exercise of the powers conferred by sub-rule (2) of rule 114 of the Defence and Internal Security of India Rules, 1971, the Central Government, hereby makes the following Order further to amend the Packaged Commodities (Regulation) Order, 1975, namely :—

1. (1) This order may be called the Packaged Commodities (Regulation) Amendment Order, 1976.

(2) It shall come into force after a period of one month from the date of its publication in the official gazette.

2. In the Packaged Commodities (Regulation). Order, 1975 :—

(i) in paragraph 2,—

(a) in clause (e), the words "to any person other than a dealer" shall be added at the end ;

(b) in clause (h), for the words, "or dissimilar", the brackets and words "(whether in quantity or size)", shall be substituted ;

(c) in clause (1), for the words "whether of identical quantity or not", the words "of identical quantity" shall be substituted ;

(d) in clause (m), for the words "so that the quantity of the product", the words "so that the product or the quantity of the product" shall be substituted ;

(e) in items (i) of clause (n) after the words "ex-factory price" the words "inclusive of commission payable to wholesalers and retailers and of other charges, including advertising, delivery, packing, forwarding and the like ; and "shall be inserted ;

(ii) in sub-paragraph (1) of paragraph 3,—

(a) in clause (iii), for the word "Pre-packed", the words "manufactured or pre-packed," shall be substituted,

(b) in the first proviso to clause (iii), for the word "pre-packed", the words "manufactured or pre-packed" shall be substituted;

(c) in the first proviso to clause (iii), for item (b), the following shall be substituted, namely—

"(b) any package containing bread and any uncanned package of vegetables, fruits, ice-cream, butter, cheese, fish, meat or the like;"

(d) in the proviso to clause (iv), for item (a) the following shall be substituted namely :—

"(a) any uncanned package of vegetables, fruits, ice-cream, butter, cheese, fish, meat or the like;"

(e) after sub-paragraph (3), the following shall be inserted, namely :—

"(3A) It shall be the duty of the manufacturer, or, where the manufacturer is not the packer, of the packer, to ensure that the provisions of sub-paragraph (3) are complied with by the wholesaler;"

(f) In the proviso to sub-paragraph (7) of paragraph 3, after the word "weight", the words "or measure" shall be added.

(iii) in sub-paragraph (2) of paragraph 5, the following shall be added at the end, namely : "and also a list indicating the rates at which local taxes (including Central Sales Tax, if not included in the price indicated on the package) are leviable on the commodities contained in packages sold by him;"

(iv) in paragraph 7,

(a) in sub-paragraph (3), after the words "the total quantity contained in the multi-piece package", the words, "the month and the year in which the commodity was manufactured or pre-packed, name and address of the manufacturer, or where the manufacturer is not the packer, of the packer" shall be inserted;

(b) for sub-paragraph (4), the following shall be substituted, namely :

"(4) Where the dimensions and weight, or combination thereof, of a commodity has or have a relationship to the price of that commodity, the declaration of quantity on the package containing such

commodity shall also include a declaration as to such dimensions, weight or combination, ; "

(v) in paragraph 8,—

(a) in sub-paragraph (1), for the figures and words "20 samples at random from each batch of packages," the words "samples at random from each batch of packages in accordance with the provisions of the Third Schedule." shall be substituted ;

(b) in sub-paragraph (5) in clause (b) for the words " the error ", the words " the error in deficiency " shall be substituted ;

(vi) (a) in paragraph 11, after clause (b), the following explanation shall be inserted namely :

" Explanation :

In clauses (a) and (b) of this paragraph, the expression " industry " does not include any workshop, service station or any other place where servicing or repairing of any motor vehicle within the meaning of the Motor Vehicles Act 1939, is undertaken."

(b) clause (f), for the words " the commodity ", the words " the commodity, if sold by weight or measure," shall be substituted ;

(vii) after the second Schedule, the following shall be inserted, namely :

THIRD SCHEDULE

(See sub-paragraph (1) of paragraph 8)

Manner of Selection of Samples of Packages

1. Where, for the determination of the net quantity of any commodity contained in a package, it is necessary to open the package, taken by way of sample, and it is not possible to refill such package, such sample shall be selected at random having regard to the total number of packages in the batch. In such a case, the number of packages to be selected as samples shall be the number specified in column (2) of Table I, corresponding to the entry in column (1) of that Table.

TABLE I

Number in batch	Number of Sample
(1)	(2)
Less than or equal to 500 ..	8
501 to 3200 ..	13
More than 3200 ..	20

2. Where, for the determination of the net quantity of any commodity contained in a package, it is not necessary to open the package, taken by way of sample, or where it is necessary to open only one or two packages, taken by way of samples for the purpose of determining the tare, such sample shall be selected at random having regard to the total number of packages in the batch. In such a case, the number of packages to be selected as samples shall be the number specified in column (2) of the Table II, corresponding to the entry in column (1) of that table.

TABLE II

Number in batch	Number in Sample
(1)	(2)
100 to 150 ..	20
151 to 281 ..	32
281 to 500 ..	50
501 to 1200 ..	80
1201 to 3200 ..	120
3201 and over ..	200

3. Where, for the determination of the net quantity of any commodity contained in a package, it is necessary to take samples of packages stored by the manufacturer or packer in a warehouse, godown or at

any other place, the sample shall be selected at random, from every batch of packages and shall be picked out from the top, bottom, centre, right, left, front, rear etc. of the stocks so that the samples may adequately represent the packages in the batch.

4. Where, for the determination of the net quantity of any commodity contained in a package, it is necessary to take samples from the place where the package is being filled such sample shall be selected from among the packages which have already been filled, or in the alternative, the requisite number of empty containers may be taken over and each of them shall be adequately marked for proper identification and the tare of each container shall be accurately noted and thereafter the marked out containers shall be introduced at random in the packing processo that, after the packages are filled it may be possible to determine whether the packages do contain the net quantity of the commodity as declared on the container.

(F. No. WM—10 (1)—76—Vol. II).

B. N. JAYASIMHA,

Joint Secretary to the Government of India.

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Reg. No. KRNA—25.

Karnataka Gazette

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(EXTRAORDINARY)
PART IV—1 C

BANGALORE, SATURDAY, SEPTEMBER 25, 1976
(ASVIJA 3, SAKA ERA 1898).

No. 4167

ELECTION COMMISSION OF INDIA

ASHOK ROAD,
NEW DELHI-1.
10 September, 1976.

NOTIFICATION

No. 434/KT/76 (1) In pursuance of the provisions of section 21 of the Representation of the People Act, 1951 (43 of 1951) the Election Commission hereby directs that the following amendments shall be made in its notification No. 434/KT/75 (3) dated 15 March, 1975, namely :—

In column 2 of the Table appended to the said notification,

(i) against item No. 188 for the existing entry "Municipal Commissioner, City Municipal Council, Gadag-Betgeri, Gadag.", the entry "Rationing Officer, Gadag." shall be substituted ;

(ii) against item Nos. 192 and 193 for the existing entry "Special Land Acquisition Officer, III Malaprabha Project, Soudatti.", the entry "Special Land Acquisition Officer, I Malaprabha Project, Soudatti." shall be substituted.

By order,
V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, Bhore.

Reg. No. KRNA - 24

Karnataka Gazette

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PART IV—1-C

BANGALORE, SATURDAY, SEPTEMBER 25, 1976
(ASVIJA 3, SAKA ERA 1898.)

No. 4168

ELECTION COMMISSION OF INDIA

ASHOK ROAD
NEW DELHI-1.
Dated 10 September, 1976

NOTIFICATION

No. 434/KT/76 (2). In exercise of the powers conferred by sub-section (1) of section 22 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby directs that the following amendments shall be made in its Notification No. 434/KT/75 (2) dated 15 March 1975, namely :—

In column 2 of the Table appended to the said notification.

(i) against item No. 24 for the existing entry "(4) Municipal Commissioner, City Municipal Council, Gadag." the entry "(4) Rationing Officer, Gadag." shall be substituted;

(ii) against item No. 25 for the existing entry "(4) Special Land Acquisition Officer, (III) Malaprabha Project, Soudatti." the entry "(4) Special Land Acquisition Officer, I Malaprabha Project, Soudatti." shall be substituted.

By Order,
V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

Reg. No. KRNA—21.

Karnataka Gazette

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(EXTRAORDINARY)

PART IV—1-C

BANGALORE, SATURDAY, SEPTEMBER 25, 1976
(ASVIJA 3, SAKA ERA 1898)

No. 4169

FOOD AND FOREST SECRETARIAT

From

The Secretary to Government of Karnataka,
Food and Forest Department.

To

Sub:—**Guidelines to the Packaged Commodities Amendmen Order 1976.—**

No. FFD 277 DRA 76 (Pt.). In continuation to this Department's Notification of even number dated 25th August 1976 as published in *Karnataka Gazette* Extraordinary Part IV-1-C., dated 25th August 1976, I am directed to forward herewith a copy of letter No. WM-10(V)/76.Vol. II, dated 1st September 1976 received from the Ministry of Industry and Civil Supplies, Government of India for information.

Yours faithfully,

MOHAMMED YAKOOB,
Under Secretary to Government,
Food and Forest Department.

No WM-10 (1)/76-Vol. II

GOVERNMENT OF INDIA

MINISTRY OF CIVIL SUPPLIES AND CO-OPERATION

(Directorate of Weights and Measures)

New Delhi,
Dated the 1 September, 1976.

To

1 The Chief Secretaries,
2 The Commissioner/Secretaries, Food and Civil Supplies Deptt.
3 The Secretaries in-charge of Weights and Measures Deptt.
4 Inspectors General of Police.
5 The Controller of Weights and Measures of all State Governments/Union Territories Administration.

Sub : Packaged Commodities (Regulation) Amendment Order, 1975—Guidelines regarding—

Sir,

I am directed to invite your attention to this Ministry's letter of even No. dated 5th August, 1976 enclosing therewith a copy of the Packaged Commodities (Regulation) Amendment Order, 1976 which was published in the Gazette of India on 2nd August, 1976.

This Ministry has formulated the following guideline in consultation with the Ministry of Law in respect of clause (VI) of the said Amendment Order;

(i) the Amendment Order in question does not have any retrospective effect and as such it will not apply to the packages of auto-spare parts which were manufactured/packed before the 2nd day of September 1976. Consequently the packages of the above items which were lying unsold with trade channels or which were cleared from the factory premises before 2nd September 1976 are not required to be governed by the provisions of the Packaged Commodities (Regulation) Order as amended uptodate ;

(ii) the presumption referred to in paragraph 9 of the Principal Order in respect of the packages packed with the packaging material in stock may be made applicable to the packages of auto-spare parts as well. Consequently the packages of auto-spare parts not bearing the mandatory markings as stipulated in the Principal Order would be presumed up to 2nd December, 1976 to have been packed with the packaging material in stock on 2nd September, 1976;

(iii) upto 2nd December 1976, no action may be taken in respect of packages of auto-spare parts not bearing the mandatory markings required under the Order.

It is requested that the above guidelines may be disseminated to all the enforcement staff with immediate effect so as to not cause any inconvenience to the industry and trade dealing in auto-spare parts.

Yours faithfully,

S V. GUPTA,
Director, Weights and Measures.

Printed by the Director of Printing, Stg. & Publications at the Govt. Press, B'lore.

Reg. No. KRNA—25.

Karnataka Gazette

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(EXTRAORDINARY)

PART IV—2-B

BANGALORE, TUESDAY, OCTOBER 5, 1976
(ASVIJA 13, SAKA ERA 1898)

No. 4182

LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT

Notification No. LAW 85 LGN 76

Bangalore, dated 5th October 1976.

Ordered that the Karnataka Private Nursing Homes (Regulation) Ordinance, 1976 promulgated by the Governor of Karnataka in the Twenty-seventh Year of the Republic of India be published as Karnataka Ordinance No. 25 of 1976 in the *Karnataka Gazette* for general information.

KARNATAKA ORDINANCE No. 25 OF 1976

The Karnataka Private Nursing Homes (Regulation) Ordinance, 1976

(*Promulgated by the Governor of Karnataka in the Twenty-seventh year of the Republic of India and first published in the* **Karnataka Gazette** *Extraordinary on the fifth day of October 1976.*)

An Ordinance to provide for better regulation and control over private Nursing Homes in the State.

WHEREAS the private Nursing Homes in the State are running in an unorganised and haphazard manner;

WHEREAS it is expedient in public interest to regulate them;

WHEREAS the Karnataka Legislative Assembly is not in session and only the Karnataka Legislative Council is in session and the Governor of Karnataka is satisfied that circumstances exist which render it necessary for him to take immediate action to provide for better regulation and control over private Nursing Homes in the State.

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution of India, the Governor of Karnataka is pleased to promulgate the following Ordinance, namely :—

1. **Title and commencement.**—(1) This Ordinance may be called the Karnataka Private Nursing Homes (Regulation) Ordinance, 1976.

(2) It shall come into force on such date as the State Government may, by notification, appoint. Different dates may be appointed for different areas of the State.

2. **Definitions.**—In this Ordinance, unless the context otherwise requires,—

(1) 'appointed day' means the date notified under sub-section (2) of section 1 ;

(2) 'competent authority' means any person or authority appointed by the State Government to perform the functions of the competent authority under this Ordinance and different persons or authorities may be appointed to perform different functions ;

(3) 'Manager' in relation to a private nursing home means the person, by whatever name or designation called who is in charge of, or entrusted with, the running of a private nursing home ;

(4) 'Medical treatment' means treatment in modern medicine and includes treatment in any other system of medicine ;

(5) 'Modern medicine' means the western methods of allopathic medicine, obstetrics and surgery ;

(6) 'Nursing Home' means a place where human diseases are given medical treatment, preventive and/or curative and where facilities for inpatient treatment, investigations, observations or analysis are available and includes a hospital and a clinic;

(7) 'private nursing home' means a nursing home which is not owned or sponsored by the State or the Central Government.

3. **Private Nursing Home.**—(1) No private nursing home shall, on or after the appointed day, be established, run or maintained in the State except according to standards as may be prescribed and with the permission of the competent authority.

(2) Every private nursing home in existence immediately before the appointed day shall apply for such permission within a period of two months therefrom and pending final orders thereon may continue to be run but subject to the other provisions of this Ordinance.

(3) The standards referred to in sub-section (1) may be with reference to the operation theatre, nursing and other staff and their qualifications, facilities to be provided to the patients, maintenance and other like matters.

4. Fees to be charged.—(1) No private nursing home shall charge or collect for the medical treatment given fees in excess of such scales as may be prescribed.

(2) In prescribing the scales of fee due regard shall be had to the size, the number of beds, the nature and number of the staff employed in the private nursing home and other like matters. Different scales of fees may be prescribed for different private nursing homes and in different areas.

5. Permission how obtained.—(1) Any person desiring to establish, run, maintain or continue to run a private nursing home shall make an application to the competent authority in the prescribed form.

(2) Every such application shall be accompanied by the prescribed fee.

6. Disposal of applications.—(1) On receipt of the application under section 5 and after such enquiry as he may deem necessary, the competent authority may grant or, for reasons to be recorded in writing, refuse the permission sought for.

(2) Every such permission shall be subject to such conditions as may be prescribed.

(3) Every order under sub-section (1) shall, as soon as may be after it is made, be communicated to the applicant.

7. Factors to be taken into account in granting or refusing permission.—For disposing of the applications under section 5, the competent authority shall have regard to the following :—

(*a*) whether there is need for a private nursing home at the place where it is proposed to be started;

(*b*) whether the premises housing the nursing home is suitable, hygienically or otherwise ;

(*c*) whether qualified doctors, nurses, technical and other staff are or will be employed ;

(*d*) such other factors as may be prescribed.

8. Inspection, etc.—(1) The competent authority may at any time inspect a private nursing home to satisfy himself that the conditions subject to which permission had been given are being duly observed.

(2) If as a result of such inspection any defects or deficiencies are noticed, the competent authority may issue such directions as are necessary, calling upon the Manager to remedy the same within such time as he may specify. The Manager shall comply with every such direction and make a report to the competent authority.

9. Defaults.—If any private nursing home has committed default in observing any of the conditions subject to which the permission under section 6 was granted, or has failed to comply with any lawful direction issued under this Ordinance, or has contravened the provisions of this Ordinance, the competent authority may, by order, revoke the permission given under section 6 :

Provided that no such order shall be passed except after giving the persons concerned an opportunity of making representation against the proposal.

10. Appeals.—(1) Any person aggrieved by an order under section 6 refusing permission or section 9 revoking the permission may prefer an appeal to the prescribed appellate authority within thirty days from the date of communication of the order.

(2) The order of the Appellate Authority shall be final.

11. Penalty.—Whoever contravenes any of the provisions of this Ordinance shall be liable, on conviction, to

imprisonment which may extend to one year or with fine which may extend to five thousand rupees.

12. **Cognizance of offences.**—No offence under this Ordinance shall be taken cognizance of except after a complaint preferred by the competent authority.

13. **Indemnity.**—No suit or other legal proceeding shall lie against the State Government or any officer of the State Government in respect of anything which is in good faith done by or under this Ordinance.

14. **Rules.**—(1) The State Government may, by notification, make rules for carrying out the purposes of this Ordinance.

(2) In particular and without prejudice to the generality of the foregoing provision, such rules may provide for all or any of the following matters, namely :—

(*a*) form of the application under section 5 ;

(*b*) conditions subject to which permission under section 6 may be given ;

(*c*) other factors to be taken into account in disposing of applications under section 5 ;

(*d*) the standards referred to in section 3 ; and

(*e*) the fees to be charged.

(3) Every rule made under this section shall, as soon as may be after it is made, be laid before both Houses of the State Legislature.

UMA SHANKAR DIKSHIT,
Governor of Karnataka.

By Order and in the name of the Governor of Karnataka,

M. L. RAMASWAMI,
Draftsman and Ex-Officio *Joint Secretary to Government,*
Department of Law and Parliamentary Affairs.

Reg. No. KRNA—25.

Karnataka Gazette

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(EXTRAORDINARY)

PART IV—1-C

BANGALORE, THURSDAY, OCTOBER 21, 1976 (ASVIJA 29, SAKA ERA 1898) | No. 4347

FOOD AND FOREST SECRETARIAT

Notification No. FFD 272 RXT 76.

Bangalore, dated 20th October 1976.

Ordered that the accompanying following Orders of G. S. R. 844 (E) and G. S. R. 845 (E), dated 13th October 1976 of Government of India, Ministry of Agriculture and Irrigation (Department of Food), New Delhi *viz* :—

(1) No. GSR. 844 (E) dated 13-10-1976. Inter Zonal Wheat and Wheat Products (Movement Control) Fourth Amendment Order 1976,

(2) No. GSR 845 (E) dt. 13-10-1976. Inter-Zonal Wheat Products (Movement Control) Order 1976,

published in the Gazette of India Part II Section-3 sub-section (i), dated 13/10/76 be republished in the *Karnataka Gazette* for General information.

By Order and in the name of the Governor of Karnataka,

L. MOHAN SINGH,

I/c. *Under Secretary to Government*

Food and Forest Department.

GOVERNMENT OF INDIA

Ministry of Agriculture and Irrigation

(Department of Food)

ORDER

New Delhi, the 18th October 1976.

G. S. R. 844 (E).—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following order further to amend the Inter-Zonal Wheat and Wheat Products (Movement Control) Order, 1973, namely;

1 (1) This Order may be called the Inter-Zonal Wheat and Wheat Products (Movement Control) Fourth Amendment Order, 1976.

(2) It shall come into force at once.

2 In the Inter-Zonal Wheat and Wheat Products (Movement Control) Order, 1973 (hereinafter referred to as the said Order), the words " and wheat products " or " or wheat product " or " or any wheat product " or " or Wheat products ", wherever they occur, except in clause 9, shall be omitted.

3 In the said Order,—

(i) in clause 2, sub clause (f) shall be omitted;

(ii) clause 4A shall be omitted;

(iii) in clause 7, in sub-clause (1),—

(a) in the opening paragraph, after the words ' or the State Government'', the words "under a notification specifying the rank of such officer and'' shall be inserted;

(b) in sub-item (iii) of item (c), for the words ' in a court'', the words "before the Collector of the District or the Presidency-town, or the Judicial authority appointed under section 6 C of the said Act if required to do so,'' shall be substituted.

(c) for item (d), the following item shall be substituted, namely,—

"(d) examine or seize any books of accounts or documents which in his opinion shall be useful for, or relevant to, any proceedings in respect of any contravention of this order and allow the person from whose custody such books of accounts or documents are seized to make copies thereof or to take extracts therefrom in the presence of an officer having the custody of such books of accounts or documents.".

4 Saving.—The Inter-Zonal Wheat and Wheat Products (Movement Control) Order, 1973 shall, in so far as it relates to wheat products cease to be in force except as respects things done or omitted to be done before such cessation.

L. C. GUPTA,

Joint Secretary to the Government of India.

4347 [No. 3 (Genl.) (11)/76-D&RI-44].

GOVERNMENT OF INDIA

Ministry of Agriculture and Irrigation.

(Department of Food).

ORDER.

New Delhi, the 13th October 1976.

G. S. R. 845 (*E*) :—Whereas the Central Government is of opinion that it is necessary and expedient so to do for securing the equitable distribution of wheat products in the different States of India ;

Now, therefore, in exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955) the Central Government hereby makes the following Order, namely :—

1 Short title, extent and commencement :—(1) This order may be called the Inter-Zonal Wheat Products (Movement Control) Order, 1976

(2) It extends to the whole of India.

(3) It shall come into force at once.

2. Definitions —In this Order, unless the context otherwise requires,—

(a) "export" means to take or cause to be taken, by any means whatsoever, from any place within a Zone to a place outside it ;

(b) "external border area" means the area within a fifteen-kilometer belt inside a Zone and adjoining the territory of any foreign country ;

(c) "State Government" means the Government of any State included in a Zone and includes the Administrator of a Union territory ;

(d) "wheat product" means wholemeal atta, atta, maida, suji or rawa ;

(e) "Zone" means any of the Zones as specified in the Schedule annexed to this order ;

(f) "zonal border area" means the area within an eight-kilometer belt inside a zone and adjoining—

(i) Another Zone ; or

(ii) the sea

3. Restriction on export of wheat products :—No person shall export or attempt to export or abet the export of any wheat product except under and in accordance with a permit issued by—

(i) The Central Government or by an officer authorised by it in this behalf, or

(ii) The State Government or by an officer authorised in this behalf by that Government subject to the condition that the exports under such permits shall be regulated in accordance with such directions as may be issued by the Central Government in this behalf from time to time :

Provided that nothing contained in this clause shall apply to the export of any wheat product :—

(i) on Central Government account ; or

(ii) under and in accordance with Military Credit Notes ; or

(iii) by or on behalf of the Food Corporation of India established under section 3 of the Food Corporations Act, 1964 (37 of 1964) ; or

(iv) by or on behalf of such public agencies as may be approved by the Central Government, with such conditions as it may impose ; or

(v) received by way of gift under the Indo U.S. Agreement on Relief Supplies, 1968, and despatched to a nominee of the American Voluntary Relief Agency concerned for relief purposes ; or

(vi) by or under the authority of the Dandakaranya Development Authority ; or

(vii) not exceeding five kilograms in weight in the aggregate by a *bona fide* traveller as part of his luggage

4 Restrictions on the movement of wheat products to or within the zonal border area — No person shall move, attempt to move or abet the movement of any wheat product —

(a) to any place in the zonal border area from any place outside that area ; or

(b) from any place in the zonal border area to any other place in that area,

except under and in accordance with a permit issued by the State Government having jurisdiction in this behalf or by an officer authorised in that behalf by that Government.

5 Restriction on the movement of wheat products to or within the external border area :—No person shall move, attempt to move or abet the movement of any wheat product :—

(a) to any place in the external border area from any place outside that area, or

(b) from any place in the external border area to any other place in that area,

except under and in accordance with a permit issued by the State Government having jurisdiction in this behalf or by an officer authorised in that behalf by that Government.

6 Exemption for border areas—Nothing contained in clause 4 or clause 5 shall apply to the movement of any wheat product,—

(i) on Central Government account; or

(ii) under and in accordance with Military Credit Notes; or

(iii) within the same town or village in the zonal border area or in the external border area; or

(iv) not exceeding ten kilograms in weight in the aggregate at a time by a *bona fide* resident of the zonal border area or of the external border area for domestic consumption; or

(v) by or on behalf of the Food Corporation of India established under section 3 of the Food Corporations Act, 1964 (37 of 1964) ; or

(vi) by or on behalf of such public agencies as may be approved by the Central Government in this behalf, with such conditions as it may impose ; or

(vii) received by way of gift under the Indo-U.S. Agreement on Relief Supplies, 1968, and despatched to a nominee of the American Voluntary Relief Agency concerned for relief purposes; or

(viii) from a village in the zonal border area or in the external border area to the nearest grain market (Mandi) for the purpose of sale, whether such market is within or outside any such area; or

(ix) by or under the authority of the Dandakaranya Development Authority ; or

(x) not exceeding five kilograms in weight in the aggregate by a *bona fide* traveller as part of his luggage; or

(xi) from one part of Nepal to another through the interlying territory of Zone IV.

7 - Powers of entry, examintation, search and seizure, (1) Any police officer not below the rank of Assistant Sub-Inspector or any other officer authorised in this behaf by the Central Government or the State Government under a Notification specifying the rank of such officer and having jurisdiction may with a view to securing compliance with this order or to satisfying himself that this order has been complied with.—

(a) stop and search any person or any boat, motor or other vehicle or any receiptcale used or intended to be used for the export or Movement of any wheat product;

(b) enter, search or examine any place;

(c) seize.—

(i) any stock of wheat product in respect of which he has reason to believe that a contravention of any of the provisions of this order has been, is being, or is about to be committed; and

(ii) any packages, coverings or receptacles in which such stock of wheat product is found; and

(iii) the animals, vehicls, vessels, or other conveyances used in carrying such stock of wheat product if he has reason to believe that such animals, vehicles or other conveyances are liable to be forfeited under the provisions of the Essential Commodities Act, 1955 (10 of 1955), and thereafter take or authorise the taking of all measures necessary for securing the production of packages, coverings, receptacles, animals, vehicles, vessels or other conveyances so seized before the Collector of the District or Presidency-town, or the judicial authority appointed under section 6C of the said Act, if required to do so, and for their safe custody pending such production;

(d) examine or seize any books of accounts or documents which in his opinion shall be useful for, or relevant to, any proceedings in respect of any contravention of this order and allow the person from whose custody such books of accounts or documents are seized to make copies thereof or to take extracts therefrom in his presence.

(2) The provisions of the code of Criminal Procedure, 1973 (2 of 974) relating to search and seizures shall, so far as may be, apply to searches and seizures under this clause.

8 Effect of order.—The provisions of this order shall have effect notwithstanding anything inconsistent therewith contained in any other law for the time being in force.

THE SCHEDULE

[*See* clause 2 (e)]

Zone	*States and Union Territories constituting the Zones.*
I.	The States of Andhra Pradesh, Tamil Nadu, Karnataka and Kerala and the Union Territory of Pondicherry.
II.	The States of Assam, Manipur, Meghalaya, Nagaland, Tripura, Orissa, Sikkim and West Bengal and the Union territories of Arunachal Pradesh, Mizoram and Andaman and Nicobar Islands.
III.	The States of Gujarat, Maharashtra and Madhya Pradesh and the Union territiories of Dadra and Nagar Haveli and Goa, Daman and Diu.
IV.	The States of Punjab, Haryana, Jammu and Kashmir, Himachal Pradesh, Rajasthan, Uttar Pradesh and Bihar and the Union territories of Chandigarh and Delhi.

L. C. GUPTA,

Joint Secretary to the Government of India.

[*No. 3 (Genl.) (11)/76-D&RI/45*]

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Karnataka Gazette

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(EXTRAORDINARY)

PART IV—1-C

BANGALORE, WEDNESDAY, OCTOBER 27, 1976 (KARTHIKA 5, SAKA ERA 1898). | No. 4355

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN'
ASHOKA ROAD,
NEW DELHI-110001.
Dated the 18th October, 1976

NOTIFICATION

No. ECA 1 KRO 76 dated 25th October 1976.

No. 429/KT/76.—In pursuance of the provisions of sub-section (1) of section 13 B of the Representation of the People Act, 1950 (43 of 1950), the Election Commission in consultation with the Government of Karnataka hereby directs that the following amendment shall be made in its notification No. 429/KT/74 dated 30th November, 1974, namely :—

In column 2 of the Table appended to the said notification, for the existing entry against item No. 134, the entry "Assistant Commissioner, Sakleshpur Sub-Division, Sakleshpur" shall be substituted.

By Order,
V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India.

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Reg. No. KRNA—25.

Office of the Minister of State for Major and Medium Irrigation.

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PART IV—1-C

BANGALORE, WEDNESDAY, NOVEMBER 10, 1976 (KARTHIKA 19, SAKA ERA 1898.) | No. 4432

FOOD AND FOREST SECRETARIAT

Notification No. FFD 275 FCS 76

Bangalore, dated the 9th November 1976.

Ordered that the accompanying Order No. G.S.R. 807 (E) dated 18th September 1976 of the Government of India in the Ministry of Agriculture and Irrigation (Department of Food), New Delhi, regarding the packing of Vanaspati, published in the Gazette of India Extra—ordinary Part-II, Section 3, sub-section (1) be republished in the *Karnataka Gazette* (Extra—ordinary) for general information.

By Order and in the name of the Governor of Karnataka,

M D. GOVINDARAJ,

Under Secretary to Government,

Food and Fores' Department.

GOVERNMENT OF INDIA

MINISTRY OF AGRICULTURE AND IRRIGATION

(Department of Food)

ORDER

New Delhi, the 18th September 1976.

G. S R. 807 (E).—In exercise of the powers conferred by sub-clause (1) of clause 14 of the Vegetable Oil Products Control Order, 1947, the Vegetable Oil Products controller for India hereby makes the following further amendment in the notification of the Government of India in the late Ministry of Food and Agriculture (Department of Food) No. G.S R. 1169, dated the 2nd July, 1963, namely :—

In the said notification, after the proviso, the following proviso shall be inserted, namely :—

"Provided also that during the period upto 30th November, 1976, the ratio of production of vanaspati in small packs to large packs shall not exceed the average ratio of such production of vanaspati during the period of January to June, 1976, as shown in V.O P. Form No. 2 furnished by such producers under sub-clause (2) of clause 4 of the said order."

(No. 17-VP (3)/73)

S. V. SAMPATH,

Vegetable Oil Products Controller for India.

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(EXTRAORDINARY)

PART IV—1-C

BANGALORE, WEDNESDAY, NOVEMBER 10, 1976
(KARTHIKA 19, SAKA ERA, 1898).

No. 4433

ELECTION COMMISSION OF INDIA

NEW DELHI
DATED 1 NOVEMBER, 1976
KARTIKA 10, 1898 (SAKA)

NOTIFICATION

S O. .—Whereas "United Goans (Naik Group)", a recognised State Party in the State of Goa, Daman and Diu has intimated the Commission that the said party has been dissolved as a consequence of its merger with the Indian National Congress, a recognised National Party ;

And, whereas the Election Commission, on the basis of the records available, is satisfied that "United Goans (Naik Group)" has ceased to exist as a separate political party and that its name should be deleted from the list of recognised State Parties so as to bring the said list upto

date as required by sub-paragraph (2) of paragraph 17 of the Election Symbols (Reservation and Allotment) Order, 1968;

And, whereas the Election Commission has also decided to "freeze" the symbol "Hand" reserved to the said party so far as the State of Goa, Daman and Diu is concerned;

Now, therefore, in pursuance of clause (b) of sub-paragraph (1) of paragraph 17 of the said Order, the Commission hereby makes the following amendment in its notification No. 56/75-I, dated 31 January, 1975, published as S.O 61 (E) in the Gazette of India, Extraordinary, Part II, section 3 (ii), dated 31 January, 1975, and as subsequently amended from time to time, namely:—

In Table 2

Against the item "Goa, Daman and Diu" (a) the entry "United Goans (Naik Group) ....Hand" shall be deleted; and (b) the remaining entries shall be rearranged as under:—

"1. Maharashtrawadi Gomantak .....Lion

2. United Goans (Sequeira Group).....Two leaves"

(No. 56/75-XI)

By Order,
V. NAGASUBRAMANIAN,
Secretary to the Election Commission of India

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PART IV 1—C

BANGALORE, THURSDAY, DECEMBER 9, 1976 (MARGASIRA 18, SAKA ERA 1898). | No. 4676

FOOD AND FOREST SECRETARIAT

Notification No. FFD 65 FSU 76

Bangalore, dated 8th December 1976.

Ordered that the accompanying Order No. GSR/887 (E) ESS/COM/Sugar dated 19th November 1976 of the Government of India, Ministry of Agriculture and Irrigation (Department of Food), New Delhi, published in the Gazette of India Extraordinary Part II Section 3, Sub-Section (1) be republished in *Karnataka Gazette* (Extraordinary) for general information.

By Order and in the name of the Governor of Karnataka,

M. D. GOVINDARAJ,
Under Secretary to Government,
Food and Forest Department.

GOVERNMENT OF INDIA/BHARAT SARKAR

Ministry of Agriculture and Irrigation/Krishi aur sinchai Mantralaya
Department of Food/Khadya Vibhag.

New Delhi, the 19th November, 1976
28th Kartika 1898.

ORDER

G. S. R.....Ess. Com /Sugar.—In exercise of the powers conferred by sub-section (3C) of section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following order, namely :—

1. Short title and commencement :—(1) This order may be called the Sugar (Price Determination for 1976-77 Production) Order, 1976.

(2) It shall come into force at once.

Price of sugar produced in 1976-77 season :—The Central Government hereby determines the prices specified in columns (2) to (7) of Schedules I and II hereto annexed, as the prices payable for the Indian Sugar Standard (ISS) grades of sugar mentioned therein, packed in 'A' Twill new gunny bags and produced in 1976-77 by all vacuum pan sugar factories situated in the areas specified in the corresponding entry in column (1) of the said schedules, that is to say, the factories specified in the Schedule III hereto annexed, and required to be supplied to the persons, organisations or State Governments specified in the order made by the Central Government under sub-clause (1) of clause 2 of the Levy Sugar Supply (Control) Order, 1972 for delivery at buyer's option into (i) railway wagons and (ii) the buyer's carts, lorries or other means of transport at the factory gate/factory godown respectively

Provided that where a sugar factory is situated at a distance exceeding five kilometres from the nearest railway station or an out-agency of the railway or from the godowns outside the factory not connected by rail, the producer may charge an additional one paise per quintal of sugar per kilometre beyond five kilometres of the distance between the sugar factory and such railway station or out-agency of the railway, in case of despatches by rail or between the sugar factory and such godowns in case of delivery ex-godowns.

EXPLANATION : In this Order :—

(a) the prices specified in columns (2) to (7) of Schedules I and II aforesaid do not include the basic excise duty and additional excise duty in lieu of sales tax, which the producer can recover, at the rate in force at the relevant time, in addition to the prices as determined by this order.

(b) The prices specified in columns (2) to (7) of Schedule I aforesaid include transport from factory godowns and

loading, at buyer's option, into railway wagons at the railway station or siding generally used by the producer and including siding or wagon hauling, dunnage and other incidentals.

(c) the prices specified in columns (2) to (7) of Schedule (ii) aforesaid include transport from factory godowns and loading of sugar, at buyer's option, into carts, lorries, other means of transport at the factory gate/factory godown and include all other incidentals.

(d) the Indian Sugar standard grades (ISS grades) means the grades represented by the Standard sealed samples of sugar in bottles issued by the Director, National Sugar Institute, Kanpur conforming to the standards prescribed by the Indian Standards Institution.

SCHEDULE I

Prices for delivery into railway wagons (Rupees per quintal), Gradewise for I. S. S. Grades (excluding excise Duty).

	Zone	Indian Sugar Standards (I.S.S.) Grades of Sugar					
		A-30 B-30 C-30	D-30	E-30	A-29 B-29 C-29	D-29	E-29
	1	2	3	4	5	6	7
1	Punjab	216-75	215-60	215-05	215-75	214-75	214-25
2	Haryana	171-73	170-58	170-03	170-73	169-73	169-23
3	Rajasthan	201-14	199-99	199-44	200-14	199-14	198-64
4	West U. P.	165-79	164-64	164-09	164-79	163-79	163-29
5	Central U.P.	170-15	169-00	168-45	169-15	168-15	167-65
6	East U.P.	204-91	203-76	203-21	203-91	202-91	202-41
7	North Bihar	219-24	218-09	217-54	218-24	217-24	216-74
8	South Bihar	276-60	275-45	274-90	275-60	274-60	274-10
9	Gujarat	171-95	170-80	170-25	170-95	169-95	169-45
10	Madhya Pradesh	182-66	181-51	180-96	181-66	180-66	180-16
11	Maharashtra	157-56	156-41	155-86	156-56	155-56	155-06
12	Karnataka	175-75	174-30	173-75	174-45	173-45	172-95
13	Andhra Pradesh	143-96	142-81	142-26	142-96	141-96	141-46
14	Tamil Nadu and Pondicherry	180-23	179-08	178-53	179-23	178-23	177-73
15	Assam, Nagaland, Orissa and West Bengal	220-98	219-83	219-28	219-98	218-98	218-48
16	Kerala & Goa	226-45	225-30	224-75	225-45	224-45	223-95

SCHEDULE II

Prices for delivery into buyer's carts, lorries or other means of transport at the factory gate/factory godown (rupees per quintal) Gradewise for ISS grades (exclusive of excise duty)

Zone	Indian Sugar Standard (ISS) grades of Sugar					
	A-30 B-30 C-30	D-30	E-30	A-29 B-29 C-29	D-29	E-29
1	2	3	4	5	6	7
Punjab	216-59	215-38	214-83	215-53	214-53	214-03
Haryana	171-45	170-30	169-75	179-45	169-45	168-95
Rajasthan	200-94	199-79	199-24	199-94	198-94	198-44
West U. P.	165-59	164-44	163-89	164-59	163-59	163-09
Central U. P.	169-95	168-80	168-25	168-95	167-95	167-45
East U. P.	204-70	203-55	203-00	203-70	202-70	202-20
North Bihar	219-16	218-01	217-46	218-16	217-16	216-66
South Bihar	276-52	275-37	274-82	275-52	274-52	274-02
Gujarat	171-85	170-70	170-15	170-85	169-85	169-35
Madhya Pradesh	182-49	181-34	180-79	181-49	180-49	179-99
Maharashtra	157-26	156-11	155-56	156-26	155-26	154-76
Karnataka	175-27	174-12	173-57	174-27	173-27	172-77
Andhra Pradesh	143-69	142-54	141-99	142-69	141-69	141-19
Tamil Nadu and Pondicherry	180-13	178-98	178-43	179-13	178-13	177-63
Assam, Nagaland, Orissa and West Bengal	220-98	219-83	219-28	219-98	218-98	218-48
Kerala and Goa	226-45	225-30	224-75	225-45	224-45	223-95

SCHEDULE III

KARNATAKA

1 The Ugar Sugar Works Ltd., P.O. Ugar Khurd, District Belgaum.
2 Hiranyakeshi Sahakari Sakhari Karkhana, Niyamit, P.O. Sankeshwar, District Belgaum.
3 Shri Malaprabha Cooperative Sugar Factory Ltd., M. K. Hubli, District : Belgaum.
4 M/s. Shree Doodhaganga Krishna Sahakari Sakhar Karkhana Niyamit, Chikodi, District : Belagaum.
5 The Salar Jung Sugar Mills (A Division of India Sugars and Refinerers Ltd., P. O. Munirabad, District : Raichur.
6 The India Sugar and Refineers Ltd., P. O. Hospet, District : Bellary.
7 The Kampli Cooperative Sugar Factory Ltd., P. O. Kampli, District: Bellary.
8 Kothari Sugars and Chemicals Ltd., P. O. Siruguppa, District : Bellary.
9 Shri Mukesh Textile Mills Private Ltd. (Thungabhadra Sugar Works, P. O. Shimoga, District : Shimoga.
10 Pandavapura Sahakari Sakhar Karkhana Ltd., P. O. Pandavapura, District : Mandya.
11 The Mysore Sugar Company Ltd., P.O. Mandya, District: Mandya.
12 Chamundeshwari Sugar Ltd., Kalamuddana Daddi, District : Mandya.
13 Gouribidanur Sahakari Sakhare Kharikana Ltd., Gouribidanur P. O. District : Kolar.
14 Bidar Sahakare Sakhare Karkhana Ltd., Bidar, District: Bidar.
15 Vanivilasa Cooperative Sugar Factory Ltd., Hiriyur, Chitradurga District.
16 Davangere Sugar Co., Ltd., Kukkarada, Davangere Taluk, District : Chitradurga.
17 Somaiya Sugar Works, Semmerwadi *Via* Mahalingpur, District : Bijapur.
18 Sri Mahadeswara Sahakara Sakhare Karkhane Ltd., Kollegal, District: Mysore.
19 Gangawati Sugars Ltd., Sriramnagar Post, District : Raichur.
20 Raibhag Sahakari Sakhare Karkhane Niyamit, P.O. Budihal, Taluk : Raibhag, District : Belgaum.

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